

HOUSE No. 4261

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, March 5, 2018.

The committee on State Administration and Regulatory Oversight to whom was referred the petition (accompanied by bill, House, No. 3850) of Thomas J. Calter and others for legislation to authorize the commissioner of Capital Asset Management and Maintenance to convey certain parcels of land in the town of Middleborough, reports recommending that the accompanying bill (House, No. 4261) ought to pass.

For the committee,

JENNIFER E. BENSON.

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**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act authorizing the transfer of care and control of certain parcels of land in Middleborough from the Department of Corrections to the Department of Fish and Game.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith authorize the transfer of the care and control of certain parcels of land in Middleborough from the department of correction to the department of fish and game, 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. Notwithstanding any general or special law to the contrary, the
2 commissioner of capital asset management and maintenance, in consultation with the
3 commissioner of the department of correction and the commissioner of the department of fish
4 and game, may transfer the care and control of certain parcels of land in the town of
5 Middleborough identified in section 2 from said department of correction to said department of
6 fish and game for fish and wildlife conservation, natural habitat protection and associated public
7 recreation purposes. The commissioner of capital asset management and maintenance, in
8 consultation with the commissioner of the Department of Fish and Game shall determine the
9 exact boundaries of the parcel, which may, after consultation, require the completion of a survey.

10 SECTION 2. The parcels of land to be transferred pursuant to section 1 total
11 approximately 34.3 acres in size, more or less, and are identified as Lots 2, 3, 4 and 5 on a plan
12 entitled “Acquisition Plan of Land in Middleborough, Massachusetts,” dated August 25, 1971,
13 on file with the Department of Fish and Game.

14 SECTION 3. Notwithstanding any general or special law to the contrary, the Department
15 of Fish and Games shall be responsible for all costs and expenses of the transaction authorized in
16 this act as determined by the commissioner of capital asset management and maintenance in
17 consultation with the commissioner of the Department of Fish and Game, including, but not
18 limited to, the costs of any engineering, surveys, appraisals, recording fees and deed preparation
19 related to the conveyance of the parcel.