

**HOUSE . . . . . No. 04322**

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The Commonwealth of Massachusetts

PRESENTED BY:

*John W. Scibak and Stanley C. Rosenberg*

*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 AUTHORIZING AND DIRECTING THE COMMISSIONER OF CAPITAL ASSET MANAGEMENT AND MAINTENANCE TO CONVEY CERTAIN LAND IN THE TOWN OF SOUTH HADLEY . .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>John W. Scibak</i>	<i>2nd Hampshire</i>
<i>Stanley C. Rosenberg</i>	<i>Hampshire and Franklin</i>

# HOUSE . . . . . No. 04322

By Representative Scibak of South Hadley and Senator Rosenberg, a joint petition (subject to Joint Rule 12) of John W. Scibak and Stanley C. Rosenberg for legislation to direct the Commissioner of Capital Asset Management and Maintenance to convey certain land in the town of South Hadley to said town. State Administration and Regulatory Oversight.

## The Commonwealth of Massachusetts

In the Year Two Thousand Twelve

AN ACT AUTHORIZING AND DIRECTING THE COMMISSIONER OF CAPITAL ASSET MANAGEMENT AND MAINTENANCE TO CONVEY CERTAIN LAND IN THE TOWN OF SOUTH HADLEY. .

*Whereas*, the deferred operation of this act would tend to defeat its purpose, which is forthwith to transfer a certain parcel of land in the town of South Hadley, 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 sections 40E through 40J, inclusive, of chapter 7 of the General
- 2 Laws or any other general or special law to the contrary, the commissioner of capital asset
- 3 management and maintenance, in consultation with the department of conservation and
- 4 recreation, may convey to the town of South Hadley a certain parcel of land presently under the
- 5 control of the department of conservation and recreation located in the town of South Hadley and
- 6 shown as parcel 7-019 on the town of South Hadley assessor's map 7, containing 1.06 acres. The

7 town of South Hadley shall incorporate this parcel into the existing, adjacent parkland known as  
8 BATTERY Brook Park. The consideration for the conveyance shall be nominal consideration as  
9 determined by the commissioner of capital asset management and maintenance, in consultation  
10 with the department of conservation and recreation. This parcel shall be conveyed by deed  
11 without warranties or representations by the commonwealth.

12 SECTION 2. Notwithstanding any general or special law to the contrary, the town of South  
13 Hadley shall be responsible for all costs and expenses, including but not limited to, costs  
14 associated with any engineering, surveys, and deed preparation related to the conveyance  
15 authorized pursuant to this act as such costs may be determined by the commissioner of capital  
16 asset management and maintenance, in consultation with the department of conservation and  
17 recreation.