

SENATE No. 695

The Commonwealth of Massachusetts

SENATE, March 9, 1966.

The committee on the Judiciary, to whom was referred the petition (accompanied by bill, Senate, No. 222) of Oliver F. Ames for legislation to provide that persons from whom certain property was taken by eminent domain shall have opportunity to repurchase such property, reports the accompanying Bill (Senate, No. 695).

For the committee,

JOSEPH D. WARD.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Six.

AN ACT PROVIDING THAT PERSONS FROM WHOM CERTAIN PROPERTY WAS TAKEN BY EMINENT DOMAIN SHALL HAVE AN OPPORTUNITY TO REPURCHASE SUCH PROPERTY.

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 79 of the General Laws is hereby amended by in-
2 serting after section 43 the following section: —

3 *Section 43A.* If a board of officers decides to sell any real
4 estate which it has taken in fee by eminent domain it shall, if
5 such sale is to be made within two years after such taking,
6 first offer to sell such real estate to the person from whom it
7 was taken for such price, not less than the fair market value
8 thereof, as it may determine. If such person within sixty
9 days after receipt of notice thereof accepts said offer by
10 making tender of said price, said board shall convey said real
11 estate to him within sixty days after such tender. If said
12 offer is not so accepted said board shall not sell said real
13 estate to any other person within two years after such offer
14 for less than said price.