

HOUSE No. 6241

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, November 23, 1987.

The committee on Ways and Means, to whom was referred the Bill to provide facilities for sheltering homeless persons (House, No. 5651), reports that the same ought to pass, with an amendment, substituting therefor the accompanying bill (House, No. 6241).

For the committee,

BARBARA E. GRAY.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Seven.

AN ACT TO PROVIDE FOR SHELTERING HOMELESS PERSONS FOR THE PINE STREET INN, INC.

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

1 Notwithstanding the provisions of section 26 of Chapter 121B
2 of the General Laws to the contrary, the Boston Housing
3 Authority is hereby authorized to sell or otherwise dispose of the
4 property to the Pine Street Inn, Inc. currently located at 444
5 Harrison Avenue in Boston, which is currently leased by the Pine
6 Street Inn, Inc. The Executive Office of Communities and
7 Development, hereinafter referred to as the Office, shall approve
8 the sale and the terms thereof, which shall be at the fair market
9 value for the proposed reuse of the property.

10 The Office shall insure that the proceeds from such sale shall
11 be reimbursed to the Commonwealth in the amount of any grant
12 made with respect to such building pursuant to section forty A
13 of Chapter 121B of the General Law or any other provision of
14 law as well as the amount necessary to pay in full the principle
15 of interest on the outstanding obligations of the Commonwealth
16 with respect to said facility. Such reimbursements shall be paid
17 to the state treasury and credited to the General Fund.

18 The Office shall further determine that after reimbursement to
19 the Commonwealth, as provided for in the prior paragraph, that
20 the proceeds of such sale or other funds available to the Boston
21 Housing Authority for said facility, or both, shall not be less than
22 the amount necessary to pay in full the principle of interest on
23 the outstanding obligations of the Boston Housing Authority with
24 respect to said facility. Such amount of proceeds of the funds not
25 necessary to pay in full said obligations shall be deposited in trust
26 by the Office for the benefit of the holders of other outstanding
27 obligations. Until and unless all such outstanding obligations are
28 paid and discharged in full said proceeds and other funds shall
29 be expended solely for payment of principle and interest thereon.

30 All monies remaining after the Commonwealth, the Boston
31 Housing Authority and all other outstanding obligations have
32 been settled will be paid to the state treasury and credited to the
33 General Fund to be used for low income housing and/or homeless
34 shelters.

35 The Office shall enter into a disposition agreement among the
36 office, the Boston Housing Authority and Pine Street Inn, Inc.,
37 which shall assure the continued operation of such facility for at
38 least twenty years as a facility providing food and shelter for
39 homeless persons, as defined in paragraph (e) of section 2 of
40 Chapter 117 of the General Laws, under contract with and to the
41 extent such facility is funded by the Commonwealth or any
42 department thereof to operate. Said agreement shall provide that
43 if the Pine Street Inn, Inc. sells the facility after twenty years from
44 the date of purchase, any profit shall be used for the provision
45 of homeless shelters and/or low income housing.

46 The Office shall insure that such sale complies with the
47 requirements of section forty J of Chapter 7 of the General Laws,
48 concerning disclosure of direct or indirect beneficial interest in
49 Pine Street Inn, Inc., provided however, that such sale shall not
50 be subject to the reimbursements of sections forty E, forty F,
51 forty H, or forty I of said Chapter 7.

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