

HOUSE No. 3984

The Commonwealth of Massachusetts

PRESENTED BY:

Josh S. Cutler and David F. DeCoste

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 adoption of the accompanying bill:

An Act in the town of Hanson local licenses and permits; denial, revocation or suspension for failure to comply with conditions of approval.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>7/6/2023</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>7/6/2023</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Norfolk</i>	<i>7/7/2023</i>

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By Representatives Cutler of Pembroke and DeCoste of Norwell, a petition (accompanied by bill, House, No. 3984) of Josh S. Cutler, David F. DeCoste and Michael D. Brady (by vote of the town) for legislation to enhance enforcement in building and permitting compliance in the town Hanson. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act in the town of Hanson local licenses and permits; denial, revocation or suspension for failure to comply with conditions of approval.

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. The Town Hanson desires to enhance enforcement in building and permitting
2 compliance.

3 Section 2. The licensing authority, namely the building official, planning board, or zoning
4 board, may deny, revoke or suspend any license or permit, including renewals and transfers, of
5 any party with respect to any activity, event or other matter which is subject of such license or
6 permit and which activity, event or matter is carried out or exercised or is to be carried out or
7 exercised on or about real estate owned by any party who has been determined, by a public
8 official or body, to have not completed or complied with conditions or approval for any other
9 projects, provided that written notice is given to the party within 14 days of the decision to deny,
10 revoke or suspend, and the party is given a hearing, to be held not earlier than 14 days after said
11 notice.

12 Section 3. Any findings made by the licensing authority with respect to such license
13 denial, revocation or suspension shall be made only for the purpose of such proceeding and shall
14 not be relevant to or introduced in any other proceeding at law, except for any appeal from such
15 license denial, revocation or suspension. Any license or permit denied, suspended or revoked
16 under this Act shall not be reissued or renewed until the license authority receives a certificate
17 issued by the permitting authority that the party complied with such conditions as the date of
18 issuance of said certificate.

19 Section 4. Any party shall be given an opportunity to enter into an agreement, which
20 agreement may include a bond, escrow or other source of guarantee, thereby allowing the
21 licensing authority to issue a certificate indicating said limitations to the license or permit and the
22 validity of said license shall be conditioned upon the satisfactory compliance with said
23 agreement. Failure to comply with said agreement shall be grounds for the suspension or
24 revocation of said license or permit; provided, however, that the holder be given notice and a
25 hearing as required pursuant to this Act.

26 Section 5. The Board of Selectmen may waive such denial, suspension or revocation if it
27 finds there is no direct or indirect business interest by the property owner, its officers or
28 stockholders, if any, or members of his/her immediate family, as defined in MGL c. 268A, § 1,
29 in the business or activity conducted in or on said property.

30 Section 6. This Act shall not apply to the following licenses and permits: (1) open
31 burning, MGL c. 48, § 13; (2) Bicycle permits, MGL c. 85, § 11A; (3) sales of articles for
32 charitable purposes, MGL c. 101, § 33; (4) children work permits, MGL c. 149, § 69; (5) clubs,
33 associations dispensing food or beverage licenses, MGL c. 140, § 21E; (6) dog licenses, MGL c.

- 34 140, § 137; (7) fishing, hunting and trapping licenses, MGL c. 131, § 12 (8) marriage licenses,
35 MGL c. 207, § 28; or (9) theatrical events and public exhibition permits, MGL c. 140, § 181.