

SENATE No. 1577

The Commonwealth of Massachusetts

PRESENTED BY:

Mr. Brewer

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 relative to eminent domain.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Mr. Brewer	Worcester, Hampden, Hampshire and Franklin
Todd M. Smola	1st Hampden
Richard J. Ross	9th Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00807 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO EMINENT DOMAIN.

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. Chapter 79 of the General Laws shall be amended by inserting after Section 1, the
2 following section:
- 3 Any officials authorized to exercise Eminent Domain may not condemn private real property
4 used as a residence, business establishment, farm or forest operation if at the time of the
5 condemnation the officials intend to transfer directly or indirectly to another person if the taking
6 is for the purpose of private development or other private use of the property.