

**HOUSE . . . . . No. 1255**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*James M. Cantwell*

*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 increasing affordable housing in 40B developments, so called..

PETITION OF:

NAME:

*James M. Cantwell*

DISTRICT/ADDRESS:

*4th Plymouth*

**HOUSE . . . . . No. 1255**

By Mr. Cantwell of Marshfield, a petition (accompanied by bill, House, No. 1255) of James M. Cantwell relative to the percentage of affordable units in proposed housing developments. Housing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1187 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
\_\_\_\_\_

An Act increasing affordable housing in 40B developments, so called..

*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 definition of “Low or moderate income housing” in section 20 of  
2 chapter 40B of the General Laws, as appearing in the 2000 Official Edition, is hereby amended  
3 by adding the following sentence:— At least 35 per cent of the dwelling units in the proposed  
4 development must be affordable.

5

6 SECTION 2. Section 21 of said chapter 40B of the General Laws, as so appearing, is  
7 hereby amended by inserting after the first sentence the following sentence:— For a petitioner to  
8 be eligible to apply for and receive a comprehensive permit, a minimum of 35 per cent of the  
9 dwelling units must be affordable.

10

11           SECTION 3. The department of housing and community development shall promulgate  
12 rules and regulations necessary to implement the provisions of this act.