

SENATE No. 704

The Commonwealth of Massachusetts

PRESENTED BY:

Robert L. Hedlund

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 relating to 40B use restrictions.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Robert L. Hedlund</i>	<i>Plymouth and Norfolk</i>
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>Ryan C. Fattman</i>	<i>Worcester and Norfolk</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>

SENATE No. 704

By Mr. Hedlund, a petition (accompanied by bill, Senate, No. 704) of Robert L. Hedlund, Donald F. Humason, Jr., Richard J. Ross and David F. DeCoste for legislation relative to 40B use restrictions. Housing.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relating to 40B use restrictions.

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: Section 21 of chapter 40B of the Massachusetts General laws, as appearing
2 in the 2014 official edition, is hereby amended by adding the following paragraph:-

3 All low and moderate income housing units built using a comprehensive permit must
4 include a use restriction that remains in effect in perpetuity. Local boards shall have the sole
5 discretion to waive this clause provided that it is replaced with a use restriction that remains in
6 effect for a minimum of 30 years.