

HOUSE No. 4725

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

An Act Preserving Public Trust Rights in Land Affected by Ocean Erosion..

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 35 of Chapter 91 of the General Laws, as appearing in the 2008
2 Official Edition, is hereby amended by inserting, after the last sentence of the first paragraph, the
3 following: -

4 “Where sea level rise, storms, or other natural processes have caused the landward or
5 lateral movement of a barrier beach into an area which was previously occupied by the bottom of
6 any Great Pond or onto any other public land, the portion of the barrier beach relocated into the
7 former bottom of the Great pond or onto other public land shall be and remain in public
8 ownership.”