

**HOUSE . . . . . No. 371**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Stephen Kulik*

*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 relative to defining affordable housing under chapter 40B..

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Stephen Kulik</i>	<i>1st Franklin</i>	
<i>Stanley C. Rosenberg</i>	<i>Hampshire, Franklin and Worcester</i>	<i>1/19/2011</i>

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By Mr. Kulik of Worthington, a petition (accompanied by bill, House, No. 371) of Stephen Kulik and Stanley C. Rosenberg for legislation to exempt municipalities with a certain percentage of affordable rental units from low and moderate income housing laws. Housing.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1230 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act relative to defining affordable housing under chapter 40B..

*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 20 of Chapter 40B of the General Laws, as appearing in the 2004  
2 Official Edition, is hereby amended under the definition of “Consistent with local needs” by  
3 adding at the end thereof the following: A municipality shall be exempt from the provisions of  
4 this chapter if the percentage of total units of affordable market rate rental housing units, as  
5 determined by the most recent state or federal data, is equal to or greater than forty percent of the  
6 total housing units in the municipality.