

SENATE No. 702

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 projects built near wetlands.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Robert L. Hedlund</i>	<i>Plymouth and Norfolk</i>
<i>James M. Cantwell</i>	<i>4th Plymouth</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>

SENATE No. 702

By Mr. Hedlund, a petition (accompanied by bill, Senate, No. 702) of Robert L. Hedlund, James M. Cantwell and David F. DeCoste for legislation relative to 40B projects built near wetlands. Housing.

The Commonwealth of Massachusetts

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

An Act relating to 40B projects built near wetlands.

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 is hereby
2 amended by adding the following paragraph:-

3 Applications to build low and moderate income housing units using a comprehensive
4 permit shall not be exempt from local bylaws and ordinances concerning building in or the
5 disturbance of environmentally sensitive areas including, but not limited to, bordering vegetative
6 wetlands, watersheds, scenic rivers, marshes, wildlife sanctuaries, and vernal pools. Compliance
7 with these local bylaws and ordinances shall not be considered an uneconomic condition. Local
8 boards shall have the sole discretion to waive these local bylaws and ordinances.