

HOUSE No. 3883

The Commonwealth of Massachusetts

PRESENTED BY:

Mike Connolly

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 facilitating local approval of inclusionary zoning.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Mike Connolly</i>	<i>26th Middlesex</i>
<i>Peter Capano</i>	<i>11th Essex</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>
<i>Chynah Tyler</i>	<i>7th Suffolk</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>

HOUSE No. 3883

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 3883) of Mike Connolly and others relative to local zoning ordinances or by-laws. Municipalities and Regional Government.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act facilitating local approval of inclusionary zoning.

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 5 of chapter 40A of the General Laws, as appearing in the 2016 Official Edition,
2 is hereby amended by inserting after the word “members”, in line 90, the following words:- ;
3 provided however, that any adoption of, or amendment to, a zoning ordinance or by-law to allow
4 for inclusionary zoning may be passed by majority vote. As used in this paragraph the term
5 “inclusionary zoning” shall mean a residential subdivision or a multi-unit residential project of a
6 size to be determined by the municipality; and provided further, that a certain percentage of such
7 subdivision or project’s dwelling units or net floor area, as determined by the municipality, shall
8 be reserved for the construction of dwelling units permanently affordable for occupancy to
9 persons whose household income does not exceed a municipally determined per cent of such
10 municipality’s area median income as such income is determined by the federal department of
11 Housing and Urban Development.