HOUSE DOCKET, NO. 4197 FILED ON: 4/22/2021

HOUSE . . . . . No. 3750

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey and Cindy F. Friedman

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 authorizing the town of Arlington to adopt and enforce local regulations restricting the use of fossil fuels in certain construction.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Sean Garballey	*23rd Middlesex*	*4/22/2021*
Cindy F. Friedman	*Fourth Middlesex*	*4/22/2021*
David M. Rogers	*24th Middlesex*	*9/17/2021*

HOUSE DOCKET, NO. 4197 FILED ON: 4/22/2021

HOUSE . . . . . No. 3750

By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3750) of Sean Garballey and Cindy F. Friedman (by vote of the town) that the town of Arlington be authorized to regulate new construction or major renovation projects that do not qualify as fossil fuel-free buildings. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act authorizing the town of Arlington to adopt and enforce local regulations restricting the use of fossil fuels in certain construction.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. As used in this act, the term "fossil fuel-free building" shall mean an entire building or condominium unit that supports its operation without the use of coal, oil, natural gas, fuel hydrocarbons, including synthetic equivalents, or other fossil fuels.

SECTION 2. Notwithstanding section 13 of chapter 142 and chapter 164 of the General Laws, the state building code, as codified in 780 CMR, or any other general or special law to the contrary, the town of Arlington may adopt and further amend general or zoning by-laws that restrict new construction or major renovation projects that do not qualify as fossil fuel-free buildings.

SECTION 3. Notwithstanding section 7 of chapter 40A of the General Laws or any other general or special law to the contrary, the building inspector of the town of Arlington, or any

designee thereof, may enforce restrictions on new construction and major renovation projects that do not qualify as fossil fuel-free buildings, including by withholding of building permits.

SECTION 4. Any by-law approved by the town meeting of the town of Arlington on or before the effective date of this act that is consistent with sections 1 to 3, inclusive, is hereby ratified, validated and confirmed.

SECTION 5. This act shall take effect upon its passage.