

HOUSE No. 4313

Substituted by the House, on motion of Ms. Garlick of Needham, for a bill with the same title (House No. 4313). December 27, 2021.

The Commonwealth of Massachusetts

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

An Act relative to the membership of the Historic District Commission of the town of Sudbury.

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. Chapter 40 of the acts of 1963 is hereby amended by striking out section 4
2 and inserting in place thereof the following section:-

3 Section 4. Creation and Organization of Historic Districts Commission. — A historic
4 districts commission in the town of Sudbury is hereby established which shall consist of 5 unpaid
5 members who shall be residents and voters of the town and shall be appointed by the select board
6 in the manner and for the terms of office as herein provided and until their successors are
7 appointed and qualified: — 1 member shall be a registered architect, or, in the event that none is
8 available to serve, a person who in the opinion of the select board by reason of their experience
9 in the building trades is qualified, whose initial appointment shall be for the term of the
10 remainder of the calendar year in which such appointment is made and one year thereafter;
11 where possible, 3 members shall be appointed from among the voters of the various historic
12 districts, whose initial appointment shall be for the term of the remainder of the calendar year in
13 which the appointment is made and 3 years thereafter; and 1 member shall be appointed from 2

14 nominees of the Sudbury historical commission. The select board shall appoint 2 associate
15 members to the historic districts commission, said associate members being authorized to
16 participate in all commission discussions, and, as designated by the chair, to sit as voting
17 members in the event of an absence, inability to act, or conflict of interest on the part of any
18 member of the commission, or in the event of a vacancy on the commission until said vacancy is
19 filled in the manner prescribed herein. Said associate members shall be appointed by the select
20 board in the manner provided herein, at the discretion of the select board. As the terms of office
21 of said members shall expire, their successors shall be appointed in like manner for terms of 5
22 years. All nominations for appointment of members of the said commission shall be submitted to
23 the select board by letter, which shall contain a statement of the qualifications of the nominees.
24 Vacancies in the membership of the commission shall be filled by appointment for the unexpired
25 term from nominees of the commission who nominated the member who shall have vacated their
26 office. A member who shall absent themselves from 3 consecutive meetings of the commission,
27 without cause, shall be deemed to have vacated their office, and the secretary of the commission
28 shall give notice thereof to the select board who shall thereupon proceed to fill the vacancy. The
29 commission shall elect a chair, vice-chair and secretary from its membership. In the case of
30 absence of the chair from any meeting, the vice-chair shall preside.

31 SECTION 2. Section 11 of said chapter 1963 is hereby amended by striking out the
32 words “board of selectmen” and inserting in place thereof the following words:- select board.

33 SECTION 3. This act shall take effect upon its passage.