

HOUSE No. 2172

The Commonwealth of Massachusetts

PRESENTED BY:

Kevin G. Honan

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 the term of special permits.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kevin G. Honan</i>	<i>17th Suffolk</i>	<i>1/28/2021</i>

HOUSE No. 2172

By Mr. Honan of Boston, a petition (accompanied by bill, House, No. 2172) of Kevin G. Honan relative to the term of special permits under the zoning laws. Municipalities and Regional Government.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1800 OF 2019-2020.]

The Commonwealth of Massachusetts

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

An Act relative to the term of special permits.

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 9 of chapter 40A of the General Laws, as most recently amended
2 by section 20 of chapter 358 of the acts of 2020, is hereby amended by striking out the fifteenth
3 paragraph and inserting in place thereof the following new paragraph:—

4 Zoning ordinances or by-laws shall provide that a special permit granted under this
5 section shall lapse within a specified period of time, not less than 3 years from the date of filing
6 of such approval with the city or town clerk, which shall not include such time required to pursue
7 or await the determination of an appeal referred to in section seventeen, from the grant thereof, if
8 a substantial use thereof has not sooner commenced except for good cause, or in the cause of a
9 permit for construction, if construction has not begun by such date except for good cause.