

SENATE No. 2438

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Barrett

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 establishing a building permit surcharge in the town of Concord.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Michael J. Barrett

Third Middlesex

Tami L. Gouveia

14th Middlesex

SENATE No. 2438

By Mr. Barrett, a petition (accompanied by bill, Senate, No. 2438) of Michael J. Barrett and Tami L. Gouveia (by vote of the town) for legislation to establish a building permit surcharge in the town of Concord. Housing. [Local approval received]

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2317 OF 2019-2020.]

The Commonwealth of Massachusetts

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

An Act establishing a building permit surcharge in the town of Concord.

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. The Town of Concord, hereafter referred to as "the Town," may, by bylaw,
2 require the payment of an affordable housing surcharge for any construction that: (i) requires a
3 building permit; and (ii) exceeds a minimum construction value to be determined by the Select
4 Board of the Town. The bylaw shall specify the amount of said affordable housing surcharge, the
5 method by which the surcharge may be increased from time to time, and any types of
6 construction or uses to which the affordable housing surcharge shall not apply.

7 SECTION 2. All fees received pursuant to this act shall be dedicated to the Concord
8 Housing Development Corporation established by the Town or deposited in the Concord
9 Affordable Housing Trust Fund established pursuant to section 55C of Chapter 44 of the General
10 Laws.

11 SECTION 3. For the purposes of this act, "affordable housing" shall mean as defined
12 under section 1 of chapter 60 of the General Laws.

13 SECTION 4. Acceptance of this act by the Town of Concord shall be first by vote of
14 approval at an annual Town Meeting, to be followed by an affirmative vote of a majority of the
15 voters at any regular or special election at which the question of acceptance is placed on the
16 ballot. Sections 1 to 3, inclusive shall take effect 30 days after such acceptance by the Town.