

SENATE No. 3121

The Commonwealth of Massachusetts

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

SENATE, October 3, 2022.

The committee on Senate Ways and Means to whom was referred the House Bill relative to the Boston Landmarks Commission (House, No. 4565); reports, recommending that the same ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 3121].

For the committee,
Michael J. Rodrigues

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1 SECTION 1. Section 2 of chapter 772 of the acts of 1975 is hereby amended by striking
2 out the definition of “Landmark” and inserting in place thereof the following definition:-

3 “Landmark”, any physical feature or improvement designated by the commission in
4 accordance with section 4 as a physical feature or improvement that, in whole or in part, has
5 historical, social, cultural, architectural or aesthetic significance to the city, the commonwealth,
6 the New England region or the nation.

7 SECTION 2. Notwithstanding any general or special law, rule or regulation to the
8 contrary, this act shall only apply to the Boston Landmarks Commission; provided, however, that
9 the designation of a landmark based on significance solely to the city of Boston shall not apply to
10 any property where, on the effective date of this act, building permits approved by the city of
11 Boston or zoning variances granted by the zoning board of appeals in the city of Boston are in
12 effect and unexpired; provided further, that said building permits or zoning variances remain in
13 effect and unexpired; provided further, that this act shall not apply to any portion of a property
14 within a planned development area zoning overlay district approved by the city of Boston zoning
15 commission on or before the effective date of this act where a building permit has been approved

16 by the city of Boston during the 2 years following the effective date of this act; and provided
17 further, that said building permit remains in effect and unexpired.

18 SECTION 3. This act shall take effect on July 1, 2023.

19 SECTION 4. In the case of a property within a planned development area zoning overlay
20 district approved by the city of Boston zoning commission on or before the effective date of this
21 act, this act shall take effect on July 1, 2025.