

SENATE No. 858

The Commonwealth of Massachusetts

PRESENTED BY:

Joseph A. Boncore

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 zero parking development.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Joseph A. Boncore</i>	<i>First Suffolk and Middlesex</i>	
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>7/19/2021</i>

SENATE No. 858

By Mr. Boncore, a petition (accompanied by bill, Senate, No. 858) of Joseph A. Boncore for legislation relative to zero parking development. Housing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1170 OF 2019-2020.]

The Commonwealth of Massachusetts

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

An Act relative to zero parking development.

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 5 of said chapter 40A, as so appearing, is hereby amended by
2 striking out the fifth paragraph and inserting in place thereof the following paragraph:-

3 No zoning ordinance or by-law or amendment thereto shall be adopted or changed except
4 by a two-thirds vote of all the members of the town council, or of the city council where there is
5 a commission form of government or a single branch, or of each branch where there are two
6 branches, or by a two-thirds vote of a town meeting; provided, however, that an amendment to a
7 zoning ordinance or by law to allow as of right, multi-family residential development that
8 includes no minimum parking requirements, shall be adopted by a vote of a simple majority of
9 all members of the town council or of the city council where there is a commission form of
10 government or a single branch or of each branch where there are 2 branches or by a vote of a

11 simple majority of town meeting; provided, however, that if in a city or town with a council of
12 fewer than twenty-five members there is filed with the clerk prior to final action by the council a
13 written protest against such change, stating the reasons duly signed by owners of twenty per cent
14 or more of the area of the land proposed to be included in such change or of the area of the land
15 immediately adjacent extending three hundred feet therefrom, no such change of any such
16 ordinance shall be adopted except by a three-fourths vote of all members.

17 SECTION 2. This act shall take effect on upon passage.