

SENATE No. 2467

The Commonwealth of Massachusetts

PRESENTED BY:

Julian Cyr

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 changing the name and membership of the Nantucket Planning and Economic Development Commission.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Julian Cyr

Cape and Islands

Dylan A. Fernandes

Barnstable, Dukes and Nantucket

SENATE No. 2467

By Mr. Cyr, a petition (accompanied by bill, Senate, No. 2467) of Julian Cyr and Dylan A. Fernandes (by vote of the town) for legislation to change the name and membership of the Nantucket Planning and Economic Development Commission. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act changing the name and membership of the Nantucket Planning and Economic Development Commission.

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 1 of chapter 561 of the acts of 1973, as most recently amended by
2 section 1 of chapter 347 of the acts of 2018, is hereby further amended by striking out section 1
3 and inserting in place thereof the following section:-

4 Section 1. (a) In order to plan for the orderly and coordinated development and protection
5 of the physical, environmental, social and economic resources of the islands of Nantucket,
6 including the protection of ground, surface and surrounding waters, natural resources, open space
7 and coastal resources, the provision of adequate facilities, including transportation and fair and
8 affordable housing, and the preservation of historic resources, there is hereby established the
9 Nantucket Regional Planning Commission.

10 (b) The commission shall consist of: 5 members, elected for rotating 3-year terms at the
11 annual town election; and 6 members appointed annually to 1-year terms, 1 of whom is a

12 representative of and appointed by the planning board of the town of Nantucket, 1 of whom is a
13 representative of and appointed by the Nantucket Islands Land Bank Commission, 1 of whom is
14 a representative of and appointed by the Nantucket Historical Commission, 1 of whom is a
15 representative of and appointed by the Nantucket Housing Authority, 1 of whom is a
16 representative of and appointed by the county commissioners of Nantucket county and 1 of
17 whom is a representative of and appointed by the conservation commission of the town of
18 Nantucket.

19 Any vacancy in the elected members shall be filled by a majority vote of the commission
20 until the next regular town election, at which a new member shall be elected to serve the
21 remainder of the vacated term, if any.

22 In no case shall any of the elected members or appointed members serve on the
23 commission for more than 9 years in total; provided, however, that this section shall not prevent
24 members from serving on other elected or appointed public bodies at any time.

25 SECTION 2. Section 2 of said chapter 561, as so amended, is hereby further amended by
26 adding the following paragraph:-

27 The commission shall produce and make available for the annual town meeting a written
28 report of its activities, annually.

29 SECTION 3. (a) At the first annual town election held after the effective date of this act,
30 the voters of the town shall elect 1 member of the Nantucket Regional Planning Commission for
31 a term of 1 year and 1 member for a term of 2 years; provided, however, that if 3 seats are to be
32 filled at said election, the voters shall also elect 1 member for a term of 3 years. All subsequently

33 elected members shall be elected to rotating 3-year terms pursuant to subsection (b) of section 1
34 of chapter 561 of the acts of 1973, as inserted by section 1.

35 (b) Following the first annual town election held after the effective date of this act, the
36 terms of members previously appointed to the commission by their respective boards and
37 commissions shall terminate and appointments shall be made pursuant to subsection (b) of
38 section 1 of chapter 561 of the acts of 1973, as inserted by section 1.

39 (c) Following the effective date of this act, members previously appointed at-large by the
40 commission shall continue to serve in such capacity until the date their successor is qualified at
41 the regular annual town election held in the calendar year in which their appointed term ends. At
42 such election, the previously appointed at-large member of the commission shall be replaced
43 with an elected member pursuant to subsection (b) of section 1 of chapter 561 of the acts of
44 1973. At no time shall the sum of elected members and previously appointed at-large members
45 on the commission exceed 5 in total. In all such cases, previously appointed at-large members
46 shall serve until successor elected members are elected and qualified.

47 SECTION 4. Years served prior to the effective date of this act shall not count towards
48 the term limit established under the third paragraph of subsection (b) of section 1 of chapter 561
49 of the acts of 1973, as inserted by section 1.

50 SECTION 5. This act shall take effect upon its passage.