

HOUSE No. 01266

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Kane

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 passage of the accompanying bill:

An Act relative to zoning density..

PETITION OF:

NAME:

Michael F. Kane

DISTRICT/ADDRESS:

5th Hampden

HOUSE No. 01266

By Mr. Michael F. Kane of Holyoke, petition (accompanied by bill, House, No. 01266) of Michael F. Kane that cities and towns be authorized to increase the density of property zoned for residential usage to provide additional affordable housing units. Joint Committee on Housing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ HOUSE
□ , NO. 1226 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to zoning density..

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 appearing in the 2006 Official
- 2 Edition, is hereby amended by adding after the second paragraph the following new
- 3 paragraph:—
- 4 Notwithstanding any provision of this section to the contrary, a zoning ordinance or by-law may
- 5 allow, without a special permit, increases in the permissible density or intensity of residential use
- 6 in a proposed development to the maximum extent stated in the ordinance or by-law, pursuant to
- 7 provisions that authorize such increases for the purpose of promoting the creation of additional
- 8 units of affordable housing in mixed income housing developments or mixed-use developments,

9 or for the purpose of promoting other public purposes specifically stated in the zoning ordinance

10 or by-law.