

HOUSE No. 3683

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

F. Jay Barrows and Steven S. Howitt

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:

An Act relative to affordable housing in the town of Norton.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>F. Jay Barrows</i>	<i>1st Bristol</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Timothy R. Giblin, Selectman</i>	<i>6 Anna Way Norton, MA 02766</i>
<i>Robert W. Kimball, Jr., Selectman</i>	<i>51 Pine Street Norton, MA 02766</i>
<i>Robert S. Salvo, Sr., Selectman</i>	<i>26 Newcomb Street Norton, MA 02766</i>
<i>Mary T. Steele, Selectman</i>	<i>4 Morse Drive Norton, MA 02766</i>
<i>Bradford K. Bramwell, Selectman</i>	<i>94 N. Worcester Street Norton, MA 02766</i>

HOUSE No. 3683

By Messrs. Barrows of Mansfield and Howitt of Seekonk, a petition (accompanied by bill, House, No. 3683) of F. Jay Barrows, Steven S. Howitt and others (by vote of the town) relative to affordable housing in the town of Norton. Housing. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to affordable housing in the town of Norton.

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. Notwithstanding the provisions of sections 20 through 23 of chapter 40B of
2 the General Laws, or of any other general or special law or state regulation to the contrary, the
3 determination of whether the town of Norton has low or moderate income housing in excess of
4 10 per cent of the total housing units reported in the latest federal decennial census for the town
5 of Norton for purposes of section 20 of said chapter 40B, which determination is reflected in a
6 list known as the subsidized housing inventory (“SHI”) as maintained by the department of
7 housing and community development or by a successor department regardless of its name, shall
8 be calculated as follows:

9 As of the date an approval decision is filed with the town clerk and through and including
10 the expiration date of the decision as provided by applicable statute or regulation and any
11 extension of such decision granted by action of the town or the general court, the SHI shall
12 include all of the following:

13 (1) Any affordable housing unit approved under any local zoning provision pursuant to
14 chapter 40A, including a local initiative program project, provided that the affordable unit shall
15 be required to have a permanent deed restriction to restrict occupancy or ownership of the unit
16 to an income eligible household as presently defined by the department;

17 (2) Any affordable housing unit in a homeownership project approved under chapters
18 40B or 40R; and

19 (3) Any rental housing unit in a rental project approved under said chapters 40B or 40R.

20 Provided further that if any such approval decision is appealed, the unit or units at issue
21 shall continue to be listed on the SHI unless and until the approval decision is finally overturned
22 by a court of competent jurisdiction.

23 SECTION 2. This act shall be applicable to all low or moderate income housing
24 approved pursuant to chapter 40B and no comprehensive permit as originally issued or as later
25 modified shall be in existence or extended for more than 10 years from the date the original
26 permit was filed with the town clerk's office or the date upon which the permit took final effect
27 upon termination of litigation affirming the original permit, whichever date occurs later in time.

28 SECTION 3. This act shall take effect upon passage.