

SENATE No. 753

The Commonwealth of Massachusetts

PRESENTED BY:

Walter F. Timilty

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 affordable housing near areas of critical concern.

PETITION OF:

NAME:

Walter F. Timilty

DISTRICT/ADDRESS:

Norfolk, Bristol and Plymouth

SENATE No. 753

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 753) of Walter F. Timilty relative to affordable housing near areas of critical concern. Housing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1142 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to affordable housing near areas of critical concern.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 1. Section 21 of chapter 40B of the General Laws is hereby amended by adding after the
2 word "consultants" the following:- "provided however, notwithstanding any general or special
3 law or regulation to the contrary, including the provisions hereof, this board of appeals shall not
4 issue said comprehensive permit for any area, site, or land which the Commonwealth by any of
5 its agencies or subdivisions thereof have designated as an area of conservation concern, or core
6 habitat or critical natural concern".

7 2. Section 23 of chapter 40B is hereby further amended by adding after the words "local
8 needs" in line 8 the following:- ",and is not located upon an area designated by the
9 Commonwealth, any of its agencies, or subdivisions thereof to be and/or contain core habitat, or
10 conservation concern or critical natural landscape."