HOUSE DOCKET, NO. 1847 FILED ON: 1/20/2011

HOUSE . . . . . No. 1266

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:

An Act relative to zoning density.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael F. Kane	*5th Hampden*

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HOUSE . . . . . No. 1266

By Mr. Kane of Holyoke, a petition (accompanied by bill, House, No. 1266) 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. Housing.

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

The Commonwealth of Massachusetts

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:

SECTION 1. Section 9 of chapter 40A of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by adding after the second paragraph the following new paragraph:—

Notwithstanding any provision of this section to the contrary, a zoning ordinance or by-law may allow, without a special permit, increases in the permissible density or intensity of residential use in a proposed development to the maximum extent stated in the ordinance or by-law, pursuant to provisions that authorize such increases for the purpose of promoting the creation of additional units of affordable housing in mixed income housing developments or mixed-use developments, or for the purpose of promoting other public purposes specifically stated in the zoning ordinance or by-law.