SENATE DOCKET, NO. 57 FILED ON: 1/14/2011

SENATE . . . . . No. 76

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Rodrigues

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 to safeguard municipal permitting..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael J. Rodrigues	
	☐ *[District]*
	☐

SENATE DOCKET, NO. 57 FILED ON: 1/14/2011

SENATE . . . . . No. 76

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No. 76) of Michael J. Rodrigues for legislation to safeguard municipal permitting. Community Development and Small Businesses.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *3646* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act to safeguard municipal permitting..

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 6 of Chapter 40A is hereby amended by striking the second paragraph and replacing it with the following:

A zoning ordinance or by-law shall provide that construction or operations under a building permit shall conform to any subsequent amendment of the ordinance or by-law unless the use or construction is commenced within a period of not more than twelve months after the issuance of the permit and, in cases involving construction, unless such construction is continued through to completion as continuously and expeditiously as is feasible. Construction or operations under a special permit or site plan approval shall conform to any subsequent amendment of the zoning ordinance or by-law or of any other local land use regulations unless the use or construction is commenced within a period of two years after the issuance of the permit and, in cases involving construction, unless such construction is continued through to completion as continuously and expeditiously as is feasible. For the purpose of the prior sentence, construction involving the redevelopment of previously disturbed land shall be deemed to have commenced upon substantial investment in site preparation or infrastructure construction, and construction of developments intended to proceed in phases shall proceed expeditiously, but not continuously, among phases.