Substituted by the House, on motion of Mr. Kalus of Boston, for a Bill relative to the effect of zoning ordinances on prior permits issued in cities (House, No. 2212). March 26.

Cbe Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-One.

AN ACT RELATIVE TO THE EFFECT OF ZONING ORDINANCES OR BY-LAWS ON CERTAIN PERMITS.

1 *Whereas*, Municipal zoning ordinances and by-laws
2 are in process of amendment at the present time and
3 there exists great uncertainty as to the construction
4 of certain provisions of law applicable thereto causing
5 confusion in the administration of municipal affairs,
6 and it is accordingly desirable that such uncertainty
7 should be removed as soon as possible; therefore this
8 act is hereby declared to be an emergency law, neces-
9 sary for the immediate preservation of the public
10 convenience.

*Be it enacted by the Senate and House of Repre-
sentatives in General Court assembled, and by the
authority of the same, as follows:*

1 Chapter forty of the General Laws is hereby
2 amended by striking out section twenty-eight, as
3 appearing in section one of chapter two hundred and
4 sixty-nine of the acts of nineteen hundred and thirty-
5 three, and inserting in place thereof the following: —

6 *Section 28.* No such ordinance or amendment
7 thereof shall affect any permit issued in a city before
8 notice of hearing before the planning board or the
9 zoning board, as the case may be, or if there is neither,
10 before the city council, has first been given, and no
11 such by-law or amendment thereof shall affect any
12 permit issued in a town before notice of hearing before
13 the planning board or the zoning board, as the case
14 may be, or if there is neither, before the selectmen,
15 has first been given or before the issuance of the war-
16 rant for the town meeting at which such by-law or
17 amendment is adopted, whichever occurs first; pro-
18 vided, that construction work under such permit is
19 commenced within six months after its issue.