

# HOUSE . . . . . No. 1371

By Mr. DeNormandie of Lincoln, petition of James DeNormandie for legislation to require appraisals of certain residential property taken by eminent domain. The Judiciary.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Seven.

### AN ACT TO AVOID HARDSHIP IN EMINENT DOMAIN TAKINGS OF PROPERTY OCCUPIED FOR RESIDENTIAL PURPOSES.

*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. Chapter 79 of the General Laws is hereby  
2 amended by inserting after section 5B, inserted by chapter  
3 532 of the acts of 1950, the following section: —

4 *Section 5C.* In cases of takings by eminent domain by the  
5 commonwealth, its subdivisions, or any authority or cor-  
6 poration authorized by the commonwealth to make takings  
7 by eminent domain, no person shall be evicted from property  
8 used for residential purposes until the department, subdivi-  
9 sion, authority or corporation making the taking shall have  
10 had an independent appraisal made thereof and offered to  
11 pay such appraised value to the owner, which offer shall be  
12 accepted or refused within fourteen days. Failure to accept  
13 or refuse after proper notice shall be deemed refusal.

1 SECTION 2. If said offer, as determined in section one of  
2 this act, is accepted, the occupant shall vacate the premises  
3 upon payment of the price agreed.

to be the committee of the House on the subject of the proposed amendments to the act of 1870, and to report thereon to the House at the next session.

### The Committee of the House

on the subject of the proposed amendments to the act of 1870

REPORT

IN ANSWER TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

ON THE 21ST DAY OF JANUARY, 1870

AND

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