

# HOUSE . . . . . No. 3127

By Messrs. Finnegan of Everett and Kennedy of Everett, petition (subject to Joint Rule 12) of John P. Kennedy and William H. Finnegan that planning boards be required to give notice by registered mail to all persons owning property abutting property to be affected by a proposed zoning change. Mercantile Affairs.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Three.

AN ACT REQUIRING PLANNING BOARDS TO GIVE NOTICE BY REGISTERED MAIL TO ALL PERSONS OWNING PROPERTY ABUTTING PROPERTY TO BE AFFECTED BY A PROPOSED ZONING CHANGE.

*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 6 of chapter 40A of the General Laws is hereby  
2 amended by striking out the second sentence, as appearing in  
3 section 1 of chapter 201 of the acts of 1962, and inserting in  
4 place thereof the following sentence:— No zoning ordinance or  
5 by-law originally establishing the boundaries of the districts  
6 or the regulations and restrictions to be enforced therein, and  
7 no such ordinance or by-law changing the same as aforesaid,  
8 shall be adopted until after the planning board, if any, or, in a  
9 town having no such board, the board of selectmen, has held a  
10 public hearing thereon, first causing notice of the time and place  
11 of such hearing and of the subject matter, sufficient for identi-  
12 fication, to be published in a newspaper of general circulation in  
13 the city or town once in each of two successive weeks, the first  
14 publication being not less than fourteen days before the day of  
15 such hearing or if there is no such newspaper in such city or town  
16 then by posting such notice in a conspicuous place in the city or  
17 town hall for a period of not less than fourteen days before the  
18 day of such hearing, and in either case, has caused a copy of said  
19 notice to be sent by registered mail to each of the persons appear-

20 ing on the assessors' most recent valuation list as the owners of  
21 property abutting on the property to be affected by the proposed  
22 zoning change, said copy to be mailed at least fourteen days  
23 before said hearing, and then has submitted a final report with  
24 recommendations to the city council or town meeting, or until  
25 twenty days shall have elapsed after such hearing without the  
26 submission of such report; provided, that, in case of a proposed  
27 ordinance or by-law originally establishing the boundaries of the  
28 districts or the regulations and restrictions to be enforced therein,  
29 it shall be sufficient if a public hearing is held and a final report  
30 with recommendations is submitted by a zoning board appointed  
31 for the purpose by the city council or selectmen or twenty days  
32 elapse after such hearing without such report being submitted.