

By Miss Amick of Bedford, petition of Carol C. Amick for legislation to make a certain corrective change in the wetlands protection law. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Six.

AN ACT MAKING A CORRECTIVE CHANGE IN THE WETLANDS PROTECTION ACT.

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 40 of chapter 131 of the general laws, as appearing in
2 chapter 818 of the acts of 1974 is hereby further amended by
3 striking out the first sentence in paragraph 13 and inserting in
4 place thereof the following sentence:—

5 If a conservation commission has failed to hold a hearing
6 within the twenty-one day period as required, or if a commission,
7 after holding such hearing has failed within twenty-one days
8 therefrom to issue an order, or if a commission, upon a written
9 request by any person to determine whether this section is
10 applicable to any work, fails within 21 days to make said
11 determination, or where an order does issue from said
12 commission, the applicant, any person aggrieved by said
13 commission order or failure to act, or any owner of land abutting
14 the land upon which the proposed work is to be done, or any ten
15 residents of the city or town in which such land is located, may,
16 by certified mail and within 21 days from said commissions order
17 or failure to act, request the department of environmental quality
18 engineering to determine whether the area on which the proposed
19 work is to be done is significant to public or private water supply,
20 to the ground water supply, to flood control, to storm damage
21 prevention, to prevention of pollution, to protection of land
22 containing shellfish or to the protection of fisheries.

