

By Mr. Murphy of Peabody, petition of John E. Murphy, Jr., for legislation to further regulate existing structures, uses, permits and certain subdivision plans. Local Affairs.

**The Commonwealth of Massachusetts**

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

AN ACT FURTHER REGULATING EXISTING STRUCTURES, USES, PERMITS  
AND CERTAIN SUBDIVISION PLANS.

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

1 The fourth paragraph of section 6 of chapter 40A of the General  
2 Laws, as appearing in section 3 of chapter 808 of the acts of 1975, is  
3 hereby amended by inserting after the first sentence the following  
4 sentence: — Any increase in area, frontage, width, yard, or depth  
5 requirement of a zoning ordinance or by-law shall not apply for a  
6 period of five years from its effective date to a lot for single and  
7 two-family residential use which at the time such ordinance or  
8 by-law becomes effective, provided such lot had been recorded or  
9 endorsed and was held in common ownership with any adjoining  
10 land, and conformed to the prior existing zoning requirements and  
11 had less area than the newly effective zoning requirement but  
12 contained at least five thousand square feet of area and fifty foot  
13 frontage; provided, however, that the provisions of this sentence  
14 shall apply to not more than three of such adjoining lots held in  
15 common ownership.

REPORT OF THE SELECT COMMITTEE ON THE DEPARTMENT OF THE INTERIOR

IN RESPONSE TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

THE DEPARTMENT OF THE INTERIOR

IN THE YEAR ONE THOUSAND NINE HUNDRED AND SEVENTY-NINE

AND THE STATE OF CALIFORNIA

The fourth paragraph of section 6 of chapter 254 of the Statutes of the State of California, as amended by the acts of the Legislature of the year 1917, is hereby amended by inserting after the first sentence the following sentence:— Any person in any territory which is not a part of a county of a mining section or of any other territory for a period of five years from its creation shall be held to be a citizen of the territory in which he resides and which at the time such territory or territory becomes effective, provided such territory was not at the time held in common ownership with any adjoining land, and conveyed to the party claiming title by descent and not otherwise than the newly effective mining regulations but contained at least five thousand acres less of one and fifty feet of frontage; provided, however, that the provisions of this statute shall apply to not more than three hundred and thirty acres of common ownership.