HOUSE . . . . No. 1374

Ʒhe Commonwealth of Massachusetts

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

An Act providing for the inclusion of the value of the land in determining the amount the owner or occupant may be required to expend on an order by the fire department.

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 twenty-nine of chapter one hundred and
2 forty-eight of the General Laws, as appearing in the
3 Tercentenary Edition, is hereby amended by inserting
4 after the word "the" in the last line the words: —
5 land and, — so as to read as follows: — *Section 29.*
6 If buildings or other premises are owned by one
7 person and occupied by another under lease or other-
8 wise, the orders of the marshal or head of the fire
9 department shall apply to the occupant alone, except
10 where the rules or orders require the making of addi-
11 tions to or changes in the premises themselves, such
12 as would immediately become real estate and be the
13 property of the owner of the premises. In such cases

14 the rules or orders shall affect the owner and not the
15 occupant; and unless it is otherwise agreed between
16 the owner and the occupant, the occupant whose use
17 of the premises has caused the making of such addi-
18 tions or changes, in addition to his rent or other pay-
19 ments, shall, after the additions or changes are made,
20 pay a reasonable per cent of the cost thereof annually
21 to the owner of the premises. No rule or order shall
22 be made or enforced which requires an expenditure
23 by the owner or occupant of more than five per cent
24 of the last annual assessed valuation of the land and
25 buildings to which such rule or order relates.