

# HOUSE . . . . . No. 4922

By Mr. Chadwick of Winchester, petition of Harrison Chadwick relative to the powers of the Housing Appeals Committee in the Department of Community Affairs. Urban Affairs.

## The Commonwealth of Massachusetts

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

### AN ACT RELATIVE TO THE POWERS OF THE HOUSING APPEALS COMMITTEE IN THE DEPARTMENT OF COMMUNITY AFFAIRS.

*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 23 of chapter 40B of the General Laws, added by  
2 section 1 of chapter 774 of the acts of 1969, is hereby  
3 amended by striking out the third sentence and inserting in  
4 place thereof the following sentence: —

5 If the committee finds, in the case of an approval with  
6 conditions and requirements imposed, that the decision of the  
7 board makes the building or operation of such housing un-  
8 economic and is not consistent with local needs, it shall order  
9 such board to modify or remove any such condition or require-  
10 ment so as to make the proposal no longer uneconomic and to  
11 issue any necessary permit or approval; provided, however, that  
12 the committee shall not issue any order that would permit the  
13 building or operation of such housing in accordance with  
14 standards less safe than the applicable building and site plan  
15 requirements of the Federal Housing Administration or the  
16 Massachusetts Housing Finance Agency, whichever agency is  
17 financially assisting such housing; nor shall it issue any order  
18 that would permit the building or operation of such housing in  
19 violation of the local zoning laws.

By Mr. Chairman of Ways and Means, Chairman of the Committee on Finance, Department of the Treasury, Report

Report of the Committee on Finance

in the Year 1900

AND RELATIVE TO THE PROGRESS OF THE REVENUE SERVICE

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