

# SENATE . . . . . No. 1082

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By Ms. Amick, a petition (accompanied by bill, Senate, No. 1082) of Carol C. Amick and Frederick Winthrop for legislation relative to structures on conservation land. Natural Resources and Agriculture.

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## **The Commonwealth of Massachusetts**

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

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AN ACT CLARIFYING THE VALIDITY OF CONSERVATION RESTRICTIONS.

*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 1. Section 32 of Chapter 184 of the General Laws,  
2 as most recently amended, is hereby further amended by insert-  
3 ing at the end thereof the following: —

4 No restriction, easement, covenant, condition or other grant  
5 or reservation of rights whatever called, existing under the  
6 authority of section 31 of this chapter or otherwise, shall be  
7 invalid or otherwise unenforceable because houses, buildings or  
8 other structures are permitted to exist or to be constructed  
9 from time to time in unspecified locations on the restricted  
10 land, or because of any ambiguity in the terms or conditions of  
11 any such restriction, so long as the land subject to such restric-  
12 tion is reasonably identified in the same manner land is identi-  
13 fied in deeds recorded in the registries of deed; but the fore-  
14 going shall not be deemed to require that any public official or  
15 body acting under the provisions of this section approve any  
16 restriction permitting structures in unspecified locations or  
17 having ambiguous terms and conditions.

1 SECTION 2. Section one shall apply to all grants made  
2 before or after the effective date of this act.

