

HOUSE . . . . . No. 5096

By Mr. Emilio of Haverhill, petition of Frank A. Emilio for legislation to require conservation commissions to notify abutters of certain public hearings. Local Affairs.

**The Commonwealth of Massachusetts**

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

AN ACT REQUIRING CONSERVATION COMMISSIONS TO NOTIFY ABUTTERS OF CERTAIN PUBLIC HEARINGS.

*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 eleventh paragraph of section 40 of chapter 131 of the  
2 General Laws as appearing in the 1986 Official Edition, is hereby  
3 amended by adding the following sentence: — Whenever the  
4 proposed activity involves real estate development upon flood  
5 plains, seacoasts or any type of wetland, the conservation commis-  
6 sion shall send notice by mail, postage prepaid, not less than seven  
7 days prior to said hearing, to all persons who are the owners of  
8 land located within three hundred feet of the boundaries of the  
9 land which is the subject matter of the application; and, provided  
10 further, that said notice shall be sent at the expense of the  
11 applicant and shall contain the date, time and place of said  
12 hearing.

