

HOUSE No. 4797

By Mr. McGinn of Westfield, petition of Robert J. McGinn and another relative to appeals to the Superior Court of decisions of municipal boards of appeal or planning boards. Urban Affairs.

The Commonwealth of Massachusetts

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

AN ACT EXPANDING THE CLASSES OF PEOPLE WHO MAY APPEAL TO SUPERIOR COURT A DECISION OF A MUNICIPAL BOARD OF APPEALS OR PLANNING BOARD.

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 81BB of chapter 41 of the General Laws, as most
2 recently amended by section 2 of chapter 199 of the acts of
3 1957, is hereby further amended by striking out the first
4 sentence and inserting in place thereof the following: —
5 Any person, whether or not a party to the proceedings,
6 aggrieved by a decision of a board of appeals under section
7 eighty-one Y, or by any decision of a planning board concern-
8 ing a plan of a subdivision, or by the failure of such board to
9 take final action concerning such a plan within the required
10 time, or any municipal officer or board, or any single member
11 of any board of any kind or description, without question as
12 to standing of any municipal officer or board or single member
13 of any such board whether or not such member or board or
14 officer has duties in any way related to the zoning ordinances
15 or the building code of the municipality, may appeal to the
16 superior court sitting in equity for the county in which the
17 land concerned is situated; provided, that such appeal is
18 entered within twenty days after such decision has been re-
19 corded in the office of the city or town clerk or within twenty
20 days after the expiration of the required time as aforesaid, as

21 the case may be, and notice of such appeal is given to such
 22 city or town clerk so as to be received within such twenty
 23 days.

The Commission on Government

In the Year One Thousand Nine Hundred and Seventy Two

AND WHEREAS the Commission on Government was organized by Chapter 100 of the Acts of 1967, and the Commission has the honor to report to the House of Representatives on its activities during the past year.

It is requested that the House and Senate of the Commonwealth of Massachusetts be advised of the activities of the Commission during the past year.

- 1 Section 81B of Chapter 100 of the Acts of 1967, as amended,
- 2 Chapter 100 of the Acts of 1967, is hereby amended, to read as follows:
- 3 "SECTION 81B. The Commission on Government shall be organized and shall
- 4 commence its activities on the first day of January, 1968, and shall
- 5 continue to exist until the first day of January, 1972, and shall
- 6 report to the House and Senate of the Commonwealth of Massachusetts
- 7 on or before the first day of January, 1972, and shall also report
- 8 to the House and Senate of the Commonwealth of Massachusetts on or
- 9 before the first day of January, 1971, and shall also report to the
- 10 House and Senate of the Commonwealth of Massachusetts on or before
- 11 the first day of January, 1970, and shall also report to the House
- 12 and Senate of the Commonwealth of Massachusetts on or before the
- 13 first day of January, 1969, and shall also report to the House and
- 14 Senate of the Commonwealth of Massachusetts on or before the first
- 15 day of January, 1968, and shall also report to the House and Senate
- 16 of the Commonwealth of Massachusetts on or before the first day of
- 17 January, 1967, and shall also report to the House and Senate of the
- 18 Commonwealth of Massachusetts on or before the first day of January,
- 19 1966, and shall also report to the House and Senate of the Common-
- 20 wealth of Massachusetts on or before the first day of January, 1965,