

HOUSE No. 6305

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 24, 1985.

The committee on Local Affairs, to whom was referred the petition (accompanied by bill, Senate, No. 1788) of Joseph B. Walsh for legislation relative to the zoning of subdivision lots, reports recommending that the accompanying bill (House, No. 6305) ought to pass.

For the committee,

HENRY R. GRENIER.

The Commonwealth of Massachusetts

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

AN ACT TO CLARIFY THE PROTECTION OF LOTS WITHIN CERTAIN
SUBDIVISIONS.

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 6 of Chapter 40A of the General Laws, as most recently
2 amended by chapter 185 of the acts of 1982, is hereby further
3 amended by striking out the fifth paragraph and inserting in place
4 thereof the following paragraph: —

5 If a definitive plan, or a preliminary plan followed within seven
6 months by a definitive plan, is submitted to a planning board for
7 approval under the subdivision control law, and written notice of
8 such submission has been given to the city or town clerk before the
9 effective date of ordinance or by-law, the land shown on such plan
10 shall be governed by the applicable provisions of the zoning ordi-
11 nance or by-law, if any, in effect at the time of the first such
12 submission while such plan or plans are being processed under the
13 subdivision control law, and if such definitive plan or an amend-
14 ment thereof is finally approved, for eight years from the date of the
15 endorsement of such approval, except in the case where such plan
16 was submitted or submitted and approved before January first,
17 nineteen hundred and seventy-six, for seven years from the date of
18 the endorsement of such approval and that lots shown on such
19 plans and placed into separate ownership within said seven year
20 period shall be governed by the applicable provisions of Chapter
21 40A in effect at the time of submission of such plan.