

By Mrs. Gray of Framingham, petition of Barbara E. Gray for legislation to further define "adjacent ways" under the subdivision control law. Local Affairs.

The Commonwealth of Massachusetts

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

AN ACT DEFINING ADJACENT WAYS.

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. Chapter 41.81L of the General Laws of Massa-
2 chusetts, as appearing in the 1992 Official Edition, is amended by
3 inserting after the second paragraph:—

4 "Adjacent Ways" shall mean all public ways which lead to a
5 subdivision from the intersection of a county, state or federal
6 highway located in the closest proximity to the development. If no
7 county, state or federal highway is located within a five mile
8 radius of the entrance to the subdivision, then adjacent way shall
9 apply only to those roads with in a two mile radius of the
10 entrance.

1 SECTION 2. Section 81M of Chapter 41 is amended by
2 striking the second sentence and by inserting in its place:— The
3 powers of a planning board and of a board of appeals under the
4 subdivision control act shall be exercised with due regard for the
5 provisions of adequate access to all of the lots in a subdivision by
6 ways that will be safe and convenient for travel; for lessening con-
7 gestion in such ways and in adjacent ways; for reducing danger of
8 life and limb in the operation of motor vehicles; for securing
9 safety in case of fire, flood, panic and other emergencies; for
10 insuring compliance with the applicable zoning ordinances or by-
11 laws; for securing adequate provisions for water, sewerage,
12 drainage, underground utility services, fire, police and other
13 municipal equipment and street lighting and other requirements

14 where necessary in a subdivision; and for coordinating the ways in
15 a subdivision with each other and with the public ways and adja-
16 cent ways in the city or town in which it is located and with the
17 ways in neighboring subdivisions.