

The Commonwealth of Massachusetts

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THE COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE DEPARTMENT  
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WILLIAM F. WELD  
GOVERNOR

ARGEO PAUL CELLUCCI  
LIEUTENANT GOVERNOR

March 28, 1995

To the Honorable Senate and House of Representatives:

Pursuant to the provisions of Article II, Section 8, Paragraph 1, Clause (2) of the Amendments to the Constitution, as amended by Article LXXXIX, I am filing for your consideration the attached legislation entitled, "An Act Validating Certain Actions of the Zoning Board of Appeals in the Town of Lee, and Repealing Chapter Twenty-Eight of the Acts of Nineteen Hundred and Ninety-Four."

Representative Hodgkins, Senator Swift and the Town of Lee have asked that this legislation be filed to correct an error in home rule legislation enacted last session. This bill will repeal -- and substitute corrected language for -- St. 1994, c. 28, a home rule law intended to validate certain actions of Lee Zoning Board of Appeals ("ZBA"). That act incorrectly refers to actions of the "planning board," rather than the ZBA.

I urge your early and favorable action on this corrective legislation.

Respectfully submitted,

*W. W. F. Weld*

William F. Weld  
Governor

## The Commonwealth of Massachusetts

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

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AN ACT VALIDATING CERTAIN ACTIONS OF THE ZONING BOARD OF APPEALS OF THE TOWN OF LEE, AND REPEALING CHAPTER TWENTY-EIGHT OF THE ACTS OF NINETEEN HUNDRED AND NINETY-FOUR.

*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. All actions taken by the zoning board of appeals  
2 of the town of Lee in granting variances for bed and breakfast  
3 uses prior to November first, nineteen hundred and ninety-three  
4 are hereby ratified, validated and confirmed notwithstanding the  
5 failure of said town to adopt zoning by-laws permitting such  
6 actions.

1 SECTION 2. Chapter twenty-eight of the Acts of Nineteen  
2 Hundred and Ninety-Four is hereby repealed.

1 SECTION 3. This act shall take effect upon its passage.