

# HOUSE . . . . No. 533

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By Mr. Winslow of Cambridge, petition of Philip Nichols for legislation relative to subdivision control in municipal planning. Mercantile Affairs.

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## The Commonwealth of Massachusetts

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

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### AN ACT RELATIVE TO SUBDIVISION CONTROL.

*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. Section 81N of chapter 41 of the  
2 General Laws, as amended by chapter 340 of the  
3 acts of 1947, is hereby further amended by adding at  
4 the end thereof the following:—

5 No modification, amendment or rescission of the  
6 approval of a plat of a subdivision or change in such  
7 plat under this section shall affect lots, sites and  
8 divisions which have been sold or mortgaged in good  
9 faith and for a valuable consideration subsequent to  
10 the approval of the plat, or any rights appurtenant  
11 thereto, without the consent in writing of the owner  
12 of such lots, sites or divisions and of the holder of the  
13 mortgage or mortgages, if any, thereon.

1 SECTION 2. Section 81O of chapter 41 of the  
2 General Laws, as amended by chapter 340 of the acts

3 of 1947 is hereby further amended by adding at the  
4 end thereof the following: —

5 In a city or town which has established a planning  
6 board under section eighty-one A of chapter forty-one  
7 of the General Laws, or corresponding provisions of  
8 earlier laws, no easement or other right shall be  
9 acquired in a way other than a public way within a  
10 subdivision, either expressly or by implication, unless  
11 such way is shown on a plat approved by the planning  
12 board under section eighty-one M.