

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**James Cantwell**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to planning boards' approval of subdivision plans.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James Cantwell	4th Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 161 OF 2007-2008.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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**AN ACT RELATIVE TO PLANNING BOARDS' APPROVAL OF SUBDIVISION PLANS.**

*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 81U of chapter 41 of the General Laws, as appearing in the 1996 Official Edition, is  
2 hereby           amended           by           adding           the           following           paragraph:—  
3 In any city or town which has accepted the provisions of this paragraph, in the case of approval or disapproval of a  
4 definitive subdivision plan by action of the planning board, the planning board shall send notice of such approval to  
5 all persons that they were required to give the initial notice of the public hearing and shall inform all persons of their  
6 right to appeal and the time in which such appeal must be filed. The petitioner who seeks approval by reason of  
7 failure of the planning board to act within the time prescribed shall notify the city or town clerk in writing, within 14  
8 days from the expiration of the approval period required in Section 81U or extended time, if applicable, of such  
9 approval. That notice shall be sent by mail to all persons that were required to receive the initial notice of the public  
10 hearing and it shall specify that appeals, if any, shall be filed within 20 days after the date the city or town clerk  
11 received such written notice from the petitioner that the board failed to act within the time prescribed.