

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

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 zoning density.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Viriato Manuel deMacedo	1st Plymouth
Bradley H. Jones, Jr.	20th Middlesex
George N. Peterson, Jr.	9th Worcester
Elizabeth Poirier	14th Bristol

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1261 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO ZONING DENSITY.

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 9 of chapter 40A of the General Laws, as appearing in the 2006 Official
2 Edition, is hereby amended by adding after the second paragraph the following new
3 paragraph:—

4 Notwithstanding any provision of this section to the contrary, a zoning ordinance or by-
5 law may allow, without a special permit, increases in the permissible density or intensity of
6 residential use in a proposed development to the maximum extent stated in the ordinance or
7 by-law, pursuant to provisions that authorize such increases for the purpose of promoting the
8 creation of additional units of affordable housing in mixed income housing developments or
9 mixed-use developments, or for the purpose of promoting other public purposes specifically
10 stated in the zoning ordinance or by-law.