

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

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**James R. Miceli**

*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 housing appeals under chapter 40B.

PETITION OF:

NAME:

James R. Miceli

DISTRICT/ADDRESS:

19th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1270 OF .]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO HOUSING APPEALS UNDER CHAPTER 40B.

*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 22 of chapter 40B of the General Laws, as appearing in the 2006 Official  
2 Edition, is hereby amended by striking out the first sentence and inserting in place thereof the  
3 following:— There shall be a housing appeals committee in each senatorial district in the  
4 commonwealth. Its members shall consist of 1 person from each city and town in the district,  
5 appointed by the mayor in a city and the board of selectmen or town counsel in a town.  
6 Whenever an application filed under the provisions of section 21 is denied, or is granted with  
7 such conditions and requirements as to make the building or operation of such housing  
8 uneconomic the applicant shall have the right to appeal to the appropriate housing appeals  
9 committee.