

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

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Martha M. Walz**

*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 the development of air rights over the Massachusetts Turnpike.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Martha M. Walz	8th Suffolk
Byron Rushing	9th Suffolk
Brian P. Wallace	4th Suffolk

# The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine  
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## AN ACT RELATIVE TO THE DEVELOPMENT OF AIR RIGHTS OVER THE MASSACHUSETTS TURNPIKE.

*Whereas*, The deferred operation for this act would tend to defeat its purpose, which is forthwith to make , therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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 15 of Chapter 81A of the General Laws, as appearing in the 2006 Official  
2 Edition, is hereby amended by striking out the second paragraph.
- 3 SECTION 2. Said section 15 of Chapter 81A is hereby further amended by striking out the  
4 fourth paragraph, and inserting in place thereof the following paragraph:  
5 The construction or occupancy of any building or other thing erected or affixed under any lease  
6 under this section of air rights shall be subject to the building, fire, garage, health and zoning  
7 laws and the building, fire, garage, health and zoning ordinances, by-laws, rules and regulations  
8 applicable in the city or town in which such building or other thing is located.