

HOUSE No. 161

By Mr. Hynes of Marshfield, petition of Frank M. Hynes relative to the approval by planning boards of subdivision plans in cities and towns. Community Development and Small Business.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

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 81U of chapter 41 of the General Laws, as appearing in
2 the 1996 Official Edition, is hereby amended by adding the
3 following paragraph:—

4 In any city or town which has accepted the provisions of this
5 paragraph, in the case of approval or disapproval of a definitive sub-
6 division plan by action of the planning board, the planning board
7 shall send notice of such approval to all persons that they were
8 required to give the initial notice of the public hearing and shall
9 inform all persons of their right to appeal and the time in which such
10 appeal must be filed. The petitioner who seeks approval by reason of
11 failure of the planning board to act within the time prescribed shall
12 notify the city or town clerk in writing, within 14 days from the
13 expiration of the approval period required in Section 81U or
14 extended time, if applicable, of such approval. That notice shall be
15 sent by mail to all persons that were required to receive the initial
16 notice of the public hearing and it shall specify that appeals, if any,
17 shall be filed within 20 days after the date the city or town clerk
18 received such written notice from the petitioner that the board failed
19 to act within the time prescribed.