

HOUSE No. 3910

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to open spaces and tax incentives.

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 3 of chapter 6C of the General Laws, as appearing in the 2016
2 Official Edition, is hereby amended by striking out, in line 294, the word “and”.

3 SECTION 2. Said section 3 of said chapter 6C, as so appearing, is hereby further
4 amended by adding at the end thereof the following 2 subclauses:-

5 (49) sell, lease or otherwise contract for advertising, including in or on the facilities of the
6 department; provided, that advertising appearing on the exterior of the facility, including
7 billboards, signs and other advertising devices, shall be consistent with local ordinances or by-
8 laws; and

9 (50) exercise all the powers and duties formerly exercised by the outdoor advertising
10 board under chapter 93.

11 SECTION 3. Section 29 of chapter 93, as so appearing, is hereby amended by inserting
12 after the first sentence the following 2 sentences:-

13 For the purposes of this section, a public park or reservation shall include a parkway
14 under the jurisdiction of the department of conservation and recreation. Such rules and
15 regulations shall require that said billboards, signs, and other advertising devices: (i) shall not be
16 located within 500 feet of a public park or reservation without local approval; (ii) shall not
17 obstruct the view of any location listed on the national register of historic places without local
18 approval; (iii) shall be restricted on particular premises as necessary to promote the protection of
19 open space.

20 SECTION 4. Paragraph (n) of section 3 of chapter 161A, as so appearing, is hereby
21 amended by inserting after the word “authority”, in line 120, the following words:- ; provided,
22 that outdoor advertisements shall be subject to local zoning and approval.

23 SECTION 5. Clause (50) of section 3 of chapter 6C, as inserted by section 1 of this act,
24 shall take effect as of November 1, 2009.