

2018 -- H 7442

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LC003613
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2018

A N A C T

RELATING TO PROPERTY -- ESTATES IN REAL PROPERTY--LIMITATION OF
RESTRICTIVE COVENANTS

Introduced By: Representatives Ackerman, Solomon, Craven, and Shekarchi

Date Introduced: February 02, 2018

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 34-4-21 of the General Laws in Chapter 34-4 entitled "Estates in
2 Real Property" is hereby amended to read as follows:

3 **34-4-21. Limitation of restrictive covenants.**

4 If a covenant or restriction concerning the use of land, other than housing restrictions as
5 set forth in § 34-39.1-3, and conservation restrictions and preservation restrictions as set forth in
6 §§ 34-39-3 and 34-39-4, ~~is created by any instrument taking effect after May 11, 1953,~~ the
7 covenant or restriction, if unlimited in time in the instrument [creating it](#), shall cease to be valid
8 and operative thirty (30) years after the execution of ~~the said~~ instrument ~~creating it~~; provided,
9 however, that the terms of this section shall not apply to any covenants and/or restrictions initially
10 created by the Commerce Oil Refining Corporation with respect to land in the town of
11 Jamestown.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

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- 1 This act would make a technical amendment to the statute which provides for the
- 2 automatic termination of certain real property restrictions after thirty (30) years has lapsed.
- 3 This act would take effect upon passage.

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