

# TOWN OF BRAINTREE

## IN COUNCIL

ORDER NO: 12 052 (A)

DATE: October 31, 2012

ORDERED: Councilor Clifford

### Eligibility Requirements MGL Chapter 59, Section 5, Clause 41c

#### Commencing FY2013

Be it ordained by the Town Council of the Town of Braintree that pursuant to M.G.L. Chapter 59, Section 5, Clause 41c (the "statute") hereby adjusts the eligibility requirements within the limits set forth in this statute, commencing with Fiscal Year 2013 as follows:

- a. The exemption amount contained in subclause (B) of said first sentence of this statute whenever it appears in said subclause shall be increased from the existing \$500 to \$750
- b. The gross receipts limit contained in subclause (B) of said first sentence of this statute whenever they appear in said subclause shall be increased from the existing \$16,085 to \$20,000, if single, and from the existing \$19,302 to \$30,000 if married;
- c. The asset limits contained in subclause (C) of said first sentence of this statute whenever they appear in said subclause shall be increased from the existing \$29,881 to \$40,000, if single, and from the existing \$32,015 to \$55,000 if married.

YEAS: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

NAYS: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

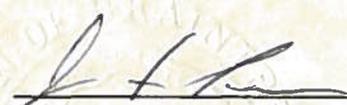
ABSENT: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

Passed in Council: December 4, 2012

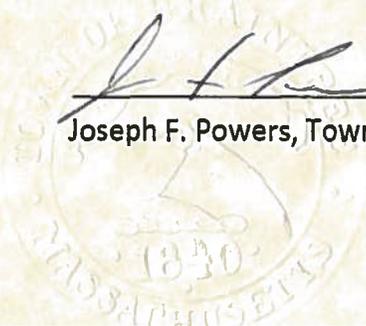
Presented to Mayor: December 5, 2012

A True Copy, Attest:

December 6, 2012  
Date Approved

  
Joseph F. Powers, Town Clerk

  
Joseph C. Sullivan, Mayor



# TOWN OF BRAINTREE

## IN COUNCIL

ORDER NO: 12 052 (B)

DATE: October 31, 2012

ORDERED: Councilor Clifford

### Acceptance of MGL Chapter 59, Section 5, Clause 41d

#### Commencing FY2013

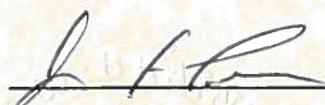
Be it ordained by the Town Council of the Town of Braintree that the Town of Braintree accepts the provisions of General Laws Chapter 59, Section 5, Clause 41D, which authorizes an annual increase in the gross receipts and whole estate, real and personal, as set forth in clauses Forty-first, Forty-first B, and Forty-first C, by an amount equal to the increase in the Consumer Price Index published by the United States Department of Labor, Bureau of Labor Statistics, for such year.

YEAS: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

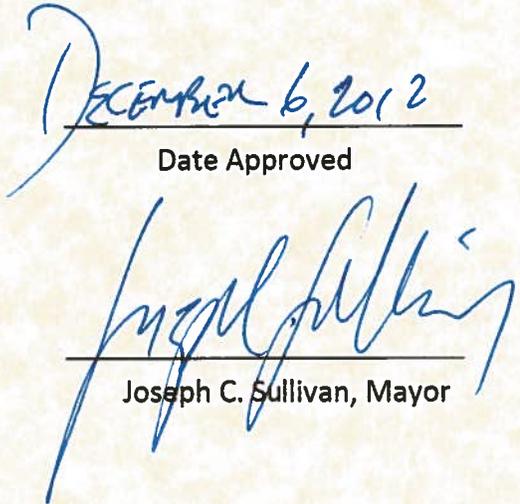
NAYS: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

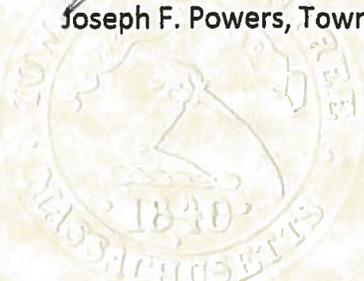
ABSENT: Bowes, Clifford, DeNapoli, Dingee, Joyce, Kokoros, Mullaney, Powers, Ryan

Passed in Council: December 4, 2012  
Presented to Mayor: December 5, 2012  
A True Copy, Attest:

  
\_\_\_\_\_  
Joseph F. Powers, Town Clerk

December 6, 2012  
Date Approved

  
\_\_\_\_\_  
Joseph C. Sullivan, Mayor



## Clause 41C Exemption Options

### Chapter 184 §51 of the Acts of 2002 (Amending G.L. Ch. 59 §5 (41C))

The Commissioner of Revenue is hereby notified that the City/Town of Braintree, voted on December 4, 2012, to adjust Clause 41C eligibility requirements amended by Chapter 184 §51 of the Acts of 2002. Please provide us with the allowable adjustments that you have accepted by filling in the following table (only fill in the ones that apply):

| <b>Allowable Adjustments</b>  | <b>Change Adopted</b>   |
|---|---|
| <b>Minimum Age</b> (may be reduced from 70 to 65)   | No Change   |
| <b>Exemption Amount</b> (may be increased by any percentage up to 100%)   | \$750   |
| <b>Gross Receipts Limit</b> (may be increased to any amount up to \$20,000 if single and \$30,000 if married)           | Change to \$20,000 if single<br>Change to \$30,000 if married |
| <b>Whole Estate Limit</b> (may be increased to any amount up to \$40,000 if single and \$55,000 if married)             | Change to \$40,000 if single<br>Change to \$55,000 if married |
| <b>Whole Estate Exclusion</b> (may be increased no more than 2 units in addition to the unit occupied by the applicant) | No Change   |

This legislation creates an option for communities that grant property tax exemptions under Clause 41C. Communities still operating under Clause 41 or 41B cannot use this option. For further details, please review Informational Guideline Release (IGR) No. 02-209, September 2002.

  
(City/Town Clerk)

December 5, 2012  
(Date)

**Massachusetts Department of Revenue  
Division of Local Services  
Municipal Databank**

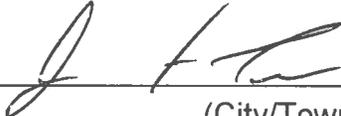
**Braintree**

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(City/Town)

**Notification of Acceptance  
General Laws Chapter 59 §5  
(Clause 41D)**

The Commissioner of Revenue is hereby notified that the City/Town of Braintree, by an act of its legislative body on December 4, 2012, has accepted the provisions of General Laws Chapter 59 §5.

  
\_\_\_\_\_  
(City/Town Clerk)

December 5, 2012  
(Date)

Please submit this form in one of three ways to:

[databank@dor.state.ma.us](mailto:databank@dor.state.ma.us)

(617) 660-7023 (fax)

Municipal Databank  
PO Box 9569  
Boston, MA 02114-9569