

2018 -- S 2424

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LC004770  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2018

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A N A C T

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

Introduced By: Senators Lombardi, Lynch Prata, Archambault, Ciccone, and  
Nesselbush

Date Introduced: February 15, 2018

Referred To: Senate 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

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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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