

HB 332 - AS INTRODUCED

2021 SESSION

21-0519

11/10

HOUSE BILL                    **332**

AN ACT                    relative to deadlines for consideration of developments of regional impact by planning boards.

SPONSORS:            Rep. Seaworth, Merr. 20; Sen. Birdsell, Dist 19

COMMITTEE:          Municipal and County Government

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ANALYSIS

This bill clarifies the date upon which planning boards begin formal consideration of plats relating to developments of regional impact.

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Explanation:          Matter added to current law appears in ***bold italics***.  
                         Matter removed from current law appears ~~[in brackets and struckthrough]~~  
                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty One*

AN ACT                      relative to deadlines for consideration of developments of regional impact by planning boards.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            1 Planning and Zoning; Board's Procedures on Plats. Amend RSA 676:4, I(c)(1) to read as  
2 follows:

3                      (c)(1) The board shall, at the next regular meeting or within 30 days following the  
4 delivery of the application, for which notice can be given in accordance with the requirements of  
5 subparagraph (b), determine if a submitted application is complete according to the board's  
6 regulation and shall vote upon its acceptance. Upon determination by the board that a submitted  
7 application is incomplete according to the board's regulations, the board shall notify the applicant of  
8 the determination in accordance with RSA 676:3, which shall describe the information, procedure, or  
9 other requirement necessary for the application to be complete. Upon determination by the board  
10 that a submitted application is complete according to the board's regulations ***or, in the case of a***  
11 ***development of regional impact, upon the commencement of the public hearing held***  
12 ***pursuant to RSA 36:57***, the board shall begin formal consideration and shall act to approve,  
13 conditionally approve as provided in subparagraph (i), or disapprove within 65 days, subject to  
14 extension or waiver as provided in subparagraph (f). Upon failure of the board to approve,  
15 conditionally approve, or disapprove the application, the selectmen or city council shall, upon request  
16 of the applicant, immediately issue an order directing the board to act on the application within 30  
17 days. If the planning board does not act on the application within that 30-day time period, then  
18 within 40 days of the issuance of the order, the selectmen or city council shall certify on the  
19 applicant's application that the plat is approved pursuant to this paragraph, unless within those 40  
20 days the selectmen or city council has identified in writing some specific subdivision regulation or  
21 zoning or other ordinance provision with which the application does not comply. Such a certification,  
22 citing this paragraph, shall constitute final approval for all purposes including filing and recording  
23 under RSA 674:37 and 676:18, and court review under RSA 677:15.

24            2 Effective Date. This act shall take effect 60 days after its passage.