

HB 368 – AS INTRODUCED

2015 SESSION

15-0413
03/06

HOUSE BILL

368

AN ACT

relative to third party review required by the planning board.

SPONSORS:

Rep. Butler, Carr 7; Sen. Watters, Dist 4

COMMITTEE:

Municipal and County Government

ANALYSIS

This bill allows a land use applicant to select a professional engineer for review and consultation to the planning board as a condition of the applicant's liability for the professional engineer's expenses.

This bill was requested by the commission on housing policy and regulation established in RSA 19-N:1.

Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears [~~in brackets and struck through~~].

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Fifteen

AN ACT relative to third party review required by the planning board.

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

1 1 Third Party Review. Amend RSA 676:4-b, I to read as follows:

2 I. A planning board reviewing a subdivision plat, site plan, or other land use application may
3 require the applicant to reimburse the board for expenses reasonably incurred by obtaining third
4 party review and consultation during the review process, provided that the review and consultation
5 does not substantially replicate a review and consultation obtained by the zoning board of
6 adjustment. ***The applicant shall only be liable for expenses for services of professional***
7 ***engineers under this paragraph if the planning board provides the applicant with a list of***
8 ***at least 3 professional engineers approved by the board and allows the applicant the***
9 ***opportunity to select from the list the professional engineer to be engaged by the board.***
10 ***The applicant and the planning board may mutually agree to an alternative process for***
11 ***selecting third party professional engineer reviewers.***

12 2 Effective Date. This act shall take effect 60 days after its passage.