

Amendment to SB 185

1 Amend the bill by replacing all after section 1 with the following:

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3 2 Definition; Qualifying Structure. Amend RSA 79-E:2, II to read as follows:

4 II. "Qualifying structure" means a building located in a district officially designated in a
5 municipality's master plan, or by zoning ordinance, as a downtown, town center, central business
6 district, or village center, or, where no such designation has been made, in a geographic area which,
7 as a result of its compact development patterns and uses, is identified by the governing body as the
8 downtown, town center, or village center for purposes of this chapter. Qualifying structure shall
9 also mean historic structures in a municipality whose preservation and reuse would conserve the
10 embodied energy in existing building stock. Cities or towns may further limit "qualifying structure"
11 according to the procedure in RSA 79-E:3 as meaning only a structure located within such districts
12 that meet certain age, occupancy, condition, size, or other similar criteria consistent with local
13 economic conditions, community character, and local planning and development goals. Cities or
14 towns may further modify "qualifying structure" to include buildings that have been destroyed by
15 fire or act of nature, including where such destruction occurred within 15 years prior to the
16 adoption of the provisions of this chapter by the city or town. ***In a city or town that has adopted***
17 ***the provisions of RSA 79-E:4-a, "qualifying structure" also means potentially impacted***
18 ***structures identified by the municipality within the coastal resilience incentive zone***
19 ***established under RSA 79-E:4-a.***

20 3 New Section; Community Revitalization Tax Relief Incentive; Coastal Resilience Incentive
21 Zone. Amend RSA 79-E by inserting after section 4 the following new section:

22 79-E:4-a Coastal Resilience Incentive Zone.

23 I. A city or town may adopt the provisions of this section by vote of its legislative body
24 according to the procedures described in RSA 79-E:3, to establish a coastal resilience incentive zone
25 (CRIZ). Municipalities may use storm surge, sea-level rise, and extreme precipitation projections in
26 the 2016 report of the New Hampshire Coastal Risk and Hazards Commission, "Preparing New
27 Hampshire for Projected Storm Surge, Sea-Level Rise, and Extreme Precipitation," and its successor
28 projections, to identify potentially impacted structures.

29 II. The municipality implementing a CRIZ shall determine the resilience measures it deems
30 qualifying, such as, but not limited to, elevation and free-board renovations, elevation of
31 mechanicals, construction of resilient natural features, enhancement or creation of tidal marshes,
32 elevation of private driveways and sidewalks, construction or enlargement of private culverts and

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1 other structures to enable increased water flow and storm-surge, movement of property to higher
2 elevation on the property or to a newly acquired property at a higher elevation within the
3 municipality. Municipalities may grant tax relief to the qualifying structure and property as
4 described in RSA 79-E:4.

5 III. Municipalities may provide other relief to properties in a coastal resilience incentive
6 zone that are subject to repeated inundation, by acquiring preservation or water control easements
7 or establishing tax increment financing districts.

8 IV. Municipalities may create a nonlapsing CRIZ fund as a capital reserve fund under
9 RSA 34 or RSA 35, or a town-created trust fund under RSA 31:19-a, to provide funding for projected
10 municipal costs associated with projected storm surge, sea-level rise, and extreme precipitation, and
11 such funds may be used to support the coastal resilience incentive zone purpose established in this
12 section.

13 4 Effective Date. This act shall take effect 60 days after its passage.