

CHAPTER 69
HB 332 - FINAL VERSION

9Apr2021... 0344h

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

ANALYSIS

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

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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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 69:1 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, the board shall begin
11 formal consideration and shall act to approve, conditionally approve as provided in subparagraph (i),
12 or disapprove within 65 days, subject to extension or waiver as provided in subparagraph (f). ***In the***
13 ***case of a determination by the board that the application is a development of regional***
14 ***impact requiring notice in accordance with RSA 36:57, III, the board shall have an***
15 ***additional 30 days to act to approve, conditionally approve, as provided in subparagraph***
16 ***(i), or disapprove.*** Upon failure of the board to approve, conditionally approve, or disapprove the
17 application, the selectmen or city council shall, upon request of the applicant, immediately issue an
18 order directing the board to act on the application within 30 days. If the planning board does not act
19 on the application within that 30-day time period, then within 40 days of the issuance of the order,
20 the selectmen or city council shall certify on the applicant's application that the plat is approved
21 pursuant to this paragraph, unless within those 40 days the selectmen or city council has identified
22 in writing some specific subdivision regulation or zoning or other ordinance provision with which the
23 application does not comply. Such a certification, citing this paragraph, shall constitute final
24 approval for all purposes including filing and recording under RSA 674:37 and 676:18, and court
25 review under RSA 677:15.

69:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 10, 2021
Effective Date: August 09, 2021