

Floor Amendment to HB 332

1 Amend RSA 676:4, I(c)(1) as inserted by section 1 of the bill by replacing it with the following:

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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.