

SB 78 - AS AMENDED BY THE HOUSE

8May2025... 1713h

2025 SESSION

25-0304

06/09

SENATE BILL **78**

AN ACT relative to the zoning board of adjustments appeal period.

SPONSORS: Sen. Murphy, Dist 16; Sen. Innis, Dist 7; Sen. Perkins Kwoka, Dist 21; Sen. McGough, Dist 11; Rep. Pauer, Hills. 36; Rep. Alexander Jr., Hills. 29; Rep. Osborne, Rock. 2

COMMITTEE: Commerce

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AMENDED ANALYSIS

This bill removes the zoning board of adjustment's discretion for determining when to take an appeal and replaces it with a non-discretionary 45-day period.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to the zoning board of adjustments appeal period.

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

1 1 Appeals to Board of Adjustment. Amend RSA 676:5, I to read as follows:

2 I. Appeals to the board of adjustment concerning any matter within the board's powers as  
3 set forth in RSA 674:33 may be taken by the applicant, an abutter as defined by RSA 672:3, or by  
4 any officer, department, board, or bureau of the municipality affected by any decision of the  
5 administrative officer. Such appeal shall be taken within [~~a reasonable time, as provided by the~~  
6 ~~rules of the board,~~] **45 days** by filing with the officer from whom the appeal is taken and with the  
7 board a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken  
8 shall forthwith transmit to the board all the papers constituting the record upon which the action  
9 appealed from was taken.

10 2 Effective Date. This act shall take effect 60 days after its passage.