

Amendment to HB 131

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

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3 1 Notice Requirements for Public Hearing. Amend RSA 675:7, I to read as follows:

4 I. Notice shall be given for the time and place of each public hearing held under RSA 675:2-
5 4 and RSA 675:6 at least 10 calendar days before the hearing. The notice required under this
6 section shall not include the day notice is posted or the day of the public hearing. Notice of each
7 public hearing shall be published in a paper of general circulation in the municipality and shall be
8 posted in at least 2 public places. Any person owning property in the municipality may request
9 notice of all public hearings on proposed amendments to the zoning ordinance, and the municipality
10 shall provide notice, at no cost to the person, electronically or by first class mail.

11 ***I-a.*** If a proposed amendment to a zoning ordinance would change a boundary of a zoning
12 district and the change would affect 100 or fewer properties, notice of a public hearing on the
13 amendment shall be sent by first class mail to the owners of each affected property. If a proposed
14 amendment to a zoning ordinance would change the minimum lot sizes or the permitted uses in a
15 zoning district that includes 100 or fewer properties, notice of a public hearing on the amendment
16 shall be sent by first class mail to the owner of each property in the district. Notice by mail shall be
17 sent to the address used for mailing local property tax bills, provided that a good faith effort and
18 substantial compliance shall satisfy the notice by mail requirements of this paragraph. [~~Petitioned~~
19 ~~amendments as authorized in RSA 675:4 shall not be subject to notification by mail requirements.~~]

20 ***I-b.*** *In the case of a petitioned zoning amendment as authorized in RSA 675:4, the*
21 *voter whose name appears first on the petition shall be responsible for the cost of notice by*
22 *mail under paragraph I-a. If the full cost of notice is not paid at the time of submission,*
23 *the municipality shall inform the responsible person of the cost of notice within 5 business*
24 *days, and the balance shall be paid within another 5 business days. If full payment is not*
25 *made and received within 5 business days, the selectmen or village district commissioners*
26 *may, in their discretion, decline to accept the petition for submission. Failure by the*
27 *municipality to inform the responsible person of the cost of notice shall be deemed a*
28 *waiver of the payment requirement.*

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AMENDED ANALYSIS

This bill requires the voter whose name appears first on a zoning amendment petition to pay the costs of notification.