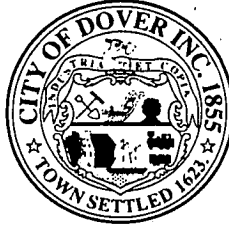


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**City of Dover, New Hampshire**  
DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

**MEMORANDUM**

TO: Planning Board Members  
FROM: Planning Staff  
DATE: May 27, 2003  
SUBJECT: *Revisions to Proposed Extraction Permit Regulation*

The Extraction Industries regulation draft included in your packets was revised to address comments made at the workshop held on May 13, 2003. Revisions were made to the last page of the draft only. The revisions clarified which Board was responsible for handling appeals per NH RSA 155E and NH RSA 674:33 I (a) and NH RSA 676:5. Any other changes discussed and recommended at the workshop would be to institute new adjunct administrative procedures and forms within the office. All other comments and questions by workshop participants were satisfactorily addressed that evening by members of the sub-committee.

Find below an excerpt of the revised sections (added words in italics):

**D. Suspensions and Revocations**

The Board may suspend or revoke a permit if the Code Enforcement Officer determines that any provision of the permit has been violated, a material misstatement made in the application upon which a permit was granted, or any unsafe or hazardous conditions are determined by a site inspection to exist. Such suspension or revocation shall be subject to a motion for rehearing thereon and appeal in accordance with these regulations *to the Zoning Board of Adjustment*.

**E. Appeals**

Any person affected by the *Planning* Board's decision to approve or disapprove an application or any amendment thereto or any suspension or revocation of a permit, may appeal to the *Zoning Board of Adjustment* for a rehearing on such decision or any matter determined thereby. The motion for rehearing shall be filed within ten (10) days of such decision and shall fully specify every ground upon which it is alleged that the decision or order complained of is unlawful or unreasonable. The *Zoning* Board shall either grant or deny the request for rehearing within (10) days, and if the request is granted, a rehearing shall be scheduled within thirty (30) days. Any person affected by the *Zoning* Board's decision on a motion or rehearing may appeal in accordance with RSA 677:4-15.