

TOWN OF NEW DURHAM

**Application Requesting Restoration of Involuntary Merged Lots
Pursuant to NH RSA 674:39-aa**

PO Box 207, New Durham, New Hampshire 03855
Tel.: (603) 859-2091

Contact Information (current or address valid for next 30 days):

Name (print): _____ Tel: _____
Street: _____ Cell: _____
Town/City: _____ Zip: _____
E-Mail: _____

Information – Lot/Parcels Involved:

- 1) Map ____ Lot ____ 2) Map ____ Lot ____
3) Map ____ Lot ____ 4) Map ____ Lot ____

Address: _____

Owner's statement describing how, why, and when the lots were merged by the Town (information is intended to assist all parties included in the review) – if more space is needed, please attach an additional page.

Owner is invited to include any supporting information, if any, to accompany this application. If additional information is supplied, please describe it briefly so its existence is duly noted:

Involuntary Merger – Caused by – Please mark the one that most applies:

Zoning Purposes: ____ Assessing Purposes: ____ Taxation Purposes: ____

Completed Applications should be filed in the Land Use Department.

Aides for the Applicant:

Process: Applications may be secured from the Land Use Department and when completed should be submitted to this office. Following this submission the applicant is provided with a copy of the application and the original is filed with the Office of the Board of Selectmen for scheduling purposes. The application is reviewed by the town in order to identify pertinent information. Within approximately thirty days from the application's filing of, a report is provided to the Board of Selectmen. This report includes recommendations and proposed findings for the Board's consideration. Following their deliberations, the Board is expected to act on the request and this action is subsequently conveyed by a letter of decision to the applicant. All of the Board's decisions may be appealed to the Board of Adjustment in accordance with their procedures. Information on this process is available from the Land Use Department.

Disclaimers: The applicant should be aware of possible consequences that may arise from an action taken under this statute. Whether any subsequent consequence(s) arising from such action would be positive or detrimental is for the applicant alone to assess. This responsibility is born solely by the applicant. The following disclaimers are not meant to be inclusive or comprehensive and possible effects positive or negative are not necessarily limited to these.

- If any owner in the chain of title voluntarily merged lots/parcels, then all subsequent owners may not seek restoration of this lot/parcel to its pre-merger status.
- An application seeking restoration of lots to their pre-merger status could be approved or denied by the Board of Selectmen based on the merits of the particular situation.
- Lots/parcels that are restored to their pre-merger status are restored without warranty as to suitability for building or the ability to gain any desired regulatory approval from the town.
- Lots/parcels that are restored to their pre-merger status will be formally depicted on the Town's Assessor Maps when the next scheduled update occurs. Notice of the change is noted by the Assessor's Office as an application is approved by the Board of Selectmen.
- Possible tax changes would be processed in the usual fashion meaning any changes will become effective as of April 1st following the date of approval. Thereafter, for example, each lot is going to be subject to a separate tax bill.
- Valuations, the total assessed value is likely to change following a restoration of lots/parcels to their pre-merger status. The reassessment is going to be based on the change from a subject parcel into one or more lots.
- Reserved

For the purposes of this statute, the applicant must be the owner, meaning the person or entity that holds legal title to the lots in question. In order to comply with the requirements of this statute, the involuntary merger of lots must have occurred prior to September 18, 2010. By signing this form, the applicant is presenting themselves as the owner possessing legal title to all lots so involved and that the following lots/parcels of land were Involuntary Merged by the Town prior to September 18, 2010.

Owners Signature(s): _____ **Date:** _____

Town of New Durham Board of Selectmen

Approved:

Date: _____

Denied:

Date: _____
