

## **Restoration of Involuntarily Merged Lots**

### **Pursuant to RSA 674:39-aa**

In accordance with NH RSA 674:39-aa, any owner of lots merged by municipal action for zoning, assessing or taxation purposes prior to September 18, 2010 and without the consent of the owner may request that the lots be restored to their pre-merger status and all zoning and tax maps shall be updated to identify the pre-merger boundaries of said lots or parcels as recorded at the Rockingham County Registry of Deeds, provided:

- a) The request is submitted to the Windham Board of Selectmen prior to December 31, 2021.
- b) No owner in the chain of title voluntarily merged his or her lots. If any owner in the chain of title voluntarily merged his or her lots, then all subsequent owners shall be estopped from requesting restoration. The municipality shall have the burden of proof to show that any previous owner voluntarily merged his or her lots.
- c) All decisions of the Board of Selectmen may be appealed in accordance with the provisions of RSA 676.
- d) The restoration of the lots to their pre-merger status shall not be deemed to cure any non-conformity with existing local land use ordinances.

### **THE FOLLOWING FEES SHALL BE SUBMITTED WITH THE APPLICATION:**

**Application Fee - \$50.00**

**Abutter Notices - \$7.00 per abutter**

**Newspaper Notice - \$40.00**