



## MADBURY PLANNING BOARD

13 Town Hall Road, Madbury NH 03823  
Tel: 603 742-5131 • Fax: 603 742-2502

### Official Business

23 December 2020

Dear Property Owner:

In accordance with RSA 675:7, you are hereby notified that the Madbury Planning Board will conduct a Public Hearing to consider proposed amendments to Zoning Article IX-A, Aquifer and Wellhead Protection District. You are being notified because your property appears to lie within an identified public water supply well's "Primary Wellhead Protection Area" as defined in Zoning Article IX-A, Section 6.

Changes are being proposed to this ordinance to maintain protection for public water supplies while correcting legally dubious rules in the existing ordinance that could result in property owners near public wellheads being denied reasonable use of their property, and drive legal action against the Town and property owners.

The changes will continue to provide strong protection for public water supplies while also providing an appropriate legal basis for needed restrictions on land use by:

- (1) Incorporating the existing ordinance's 400-foot radius into Article IX-A's defined boundaries ensuring that land use restrictions that protect wells from sources of contamination are applied to the area around public water supply wells, and
- (2) By requiring that the area around a public water supply wellhead be kept in a natural state based on the State of New Hampshire's sanitary wellhead protective radii rules.

These changes could affect your property since they may reduce the area which must be maintained in a natural state. All land uses within 400 feet of a public water supply well will continue to be strictly limited.

These changes do not affect residential wells and do not allow for any increase in density of development, both of which are governed by different Zoning ordinances.

The Planning Board will conduct the Public Hearing on:

Wednesday, January 6, 2021 at 7:00 p.m.

Madbury Town Hall, 13 Town Hall Road, Madbury, NH

Documents relevant to this amendment can be viewed at the Town Hall or online at [www.madburynh.org/pb](http://www.madburynh.org/pb) under "Meetings: 2021-01-06."

The Madbury Planning Board invites and welcomes your participation. State Covid-19 safety restrictions will be in effect. For in person participation email the Board at [MadPlanBoard@gmail.com](mailto:MadPlanBoard@gmail.com) as seating will be limited. Online Zoom participation information will be posted when available to the Town's website under the "Public Notices" tab <http://townofmadbury.com/PublicNotices.html> and at the Planning Board website under "Meetings: 2021-01-06." [www.madburynh.org/pb](http://www.madburynh.org/pb)

Mark Avery  
Chair, Madbury Planning Board