

**Application for Reconsideration
Board of Appeals - Town of York, Maine**

Town of York Ordinance 18.8.3.5 The Board of Appeals may reconsider any decision reached under this Section within 45 days of its prior decision. A request to the Board to reconsider must be filed within 10 days of the decision to be reconsidered. A reconsideration vote and the action taken on that reconsideration must occur and be completed within 45 days of the date of the vote on the original decision. The Board may conduct additional Hearings and receive additional evidence and testimony regarding the reconsideration during this time period.

Board of Appeals Bylaw Section XI Reconsiderations: Any party aggrieved by a decision or order of the Board or a Board member may petition the Board to reconsider any decision within 45 days of its prior decision. A request to the Board to reconsider must be filed within 10 days of the decision to be reconsidered. A vote to reconsider and the action taken on that reconsideration must occur and be completed within 45 days of the original decision. The Board may conduct additional Hearings and receive additional evidence and testimony regarding the reconsideration during this time period. The Board may reconsider a decision only if:

1. The record contains significant factual errors due to fraud or mistake, regarding facts upon which the decision was based;
2. The Board misinterpreted the ordinance, followed improper procedures, or acted beyond its jurisdiction; or
3. If a second application for a Variance on property where a Variance was previously denied is substantially different from the previous one.

To request a reconsideration of a decision of the Board of Appeals, please submit the following:
Non-refundable Application Fee of \$100.00 - Check made payable to "Town of York"

Appellant's Name _____

Address _____

Original appeal type: Administrative Variance Special Exception Other: _____

Original Applicant Name (if different than above) _____

Date of original BOA decision _____ **Date of this request** _____

Please use the space below to explain how you believe that your request meets one or more of the BOA Bylaw requirements (as shown above) for a reconsideration of the decision reached in your appeal. You will also be given the opportunity to make a verbal presentation as to why there should be a reconsideration of the decision. After considering the written and/or verbal testimony, the Board will either move to 1) find that you have met one or more of the requirements for reconsideration and then proceed to reopen and rehear your original appeal; or 2) find that you do not meet any of the requirements for reconsideration and deny your request to rehear the original appeal.

I hereby request a reconsideration of the Board of Appeals decision in the matter as stated above.

Appellant's Signature
(Rev 3/06)

Date Received at Town Hall _____
Received by _____