

## Minutes

### BOARD OF MANUFACTURED HOUSING MEETING

Friday August 4, 2017

1:00 PM

Legislative Office Building, Room 307  
33 North State Street, Concord, NH 03301

**The Following members were present:** Lois Parris, Kenneth Dame, Adam Gidley, Judy Williams, Rep. Franklin Sterling, Rep Thomas Laware and Secretary Robert Hunt.

Not in attendance: Chair Mark Tay

**Others in attendance included:** Chris Horne-from OPLC, Technical Division, Attorney Brian Kelly, Albert & Joyce Witham, Chuck MacDonald, Tom Flanders, Scott Shibles, Raymond Tunstall and Joy Tunstall.

**1. Approval of Minutes:** The June 9, 2017 public and non-public minutes were reviewed. Board member Rep. Franklin Sterling moved, Board member Lois Parris seconded, and Secretary Robert Hunt abstained, voted unanimously to accept the public and non-public minutes of the June 9, 2017 meeting.

**2. Approval of Non-Public Minutes of October 21, 2016:** The October 21, 2016 minutes were reviewed. Board member Rep. Franklin Sterling moved, Board member Lois Parris seconded, voted unanimously to accept the non-public minutes of October 21, 2016 meeting.

**3. Approval of Decision Docket 17-15:** Martin Fox v. Oriental Gardens MHP. The Board reviewed the decision and voted unanimously to approve the decision.

**4. Complaint Hearing Docket 17-12:** Muriel Day v. Paradise Ridge MHP. Mr. Witham, Park Owner, notified the Board that all the tenants in his park were mailed a copy of the park rules with the corrected wording. Secretary Robert Hunt asked if Mr. Witham had a copy to provide the Board with. Mr. Witham did not have a copy with him. Secretary Hunt requested Mr. Witham send to his attorney a certified copy of the amended rules that were sent to his tenants, and have his attorney forward a copy to the Board. Lois Parris motioned, Rep. Franklin Sterling seconded, to table making a decision on this complaint until the Board receives a copy of the amended park rules.

**5. New Complaint Threshold Review and Possible hearing Docket 17-17:** Raymond Tunstall v. Jensen's, Inc of Nashua. Secretary Robert Hunt presided. Board member Chair Mark Tay was not present. The complainant Raymond Tunstall was present and not represented by counsel. The respondent Chuck MacDonald was present and represented by Attorney Brian Kelly. Secretary Hunt offered both parties an opportunity to try and resolve the issue without Board intervention. Mr. Tunstall refused this offer. Rep Franklin Sterling moved that this issue was within the Boards jurisdiction and should proceed immediately to hearing. Board member Lois Parris seconded. The motion unanimously passed.

Secretary Hunt administered the oath to all parties and explained the hearing process. The matter then proceeded immediately to hearing. Complainant Raymond Tunstall presented testimony regarding the complaint alleging the park violated RSA 205-A: 2 VII for lack of specificity in the park rules by requiring him to remove a temporary snow barrier, and RSA 205 A: 2 VIII d, requiring him to dispose of the temporary snow barrier.

Following testimonies and Board member questions of both parties, Secretary Hunt closed the hearing and opened Board deliberations. After thoroughly discussing the issue Board member Adam Gidley made a motion in favor of the park, because the park rules specifically say you must get permission to make any structural changes to your home. Board member Judy Williams seconded. The motion passed 5-2 in favor of the respondent.

**6. Docket 17-14:** Peter Parrino v. Mobile Courts, Inc. This complaint is postponed until September 8<sup>th</sup>.

**Other Business:**

**7. Upcoming term expiration-** Chris Horne let the Board know that staff has contacted the Governors office about Board appointments on numerous occasions and we are still waiting.

**8. Public Member opening-** Chris Horne let the Board know that staff has contacted the Governors office about Board appointments on numerous occasions and we are still waiting.

**NEXT BOARD MEETING:**

**Friday, October 6 at 1:00 PM for a 60 days out meeting**

**Friday, November 3 at 1:00 PM for a 90 days out meeting**

Judy Williams made a motion to adjourn at 3:40, seconded by Rep. Franklin Sterling, motion passed.  
Meeting Adjourned.