

MINUTES

BOARD OF MANUFACTURED HOUSING MEETING

Friday, June 8, 2018 1:00 PM

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

The following members were present: Chair Mark Tay, Esq., Secretary Rob Hunt, Esq., Rep. Franklin Sterling, Rep. Thomas Laware, Kenneth Dame, Lois Parris, Judy Williams, Adam Gidley and Anna Mae Twigg.

Others in attendance included: Rick Wisler – clerk of the Board of Manufactured Housing, and Michael Porter, OPLC/REC Investigator. Also in attendance were Kellyann Vick, Matthew Burrows, Esq., Ari Pollack, Esq., Judy Estes, David Estes, Brad Davis, Esq., Martin Fox, and Glen MacWilliams.

The meeting was called to order at 1:07 p.m. by Chair Mark Tay.

- 1. Approval of Minutes:** The minutes of March 9, 2018 were reviewed. Board member Franklin Sterling moved to approve the minutes, seconded by Board secretary Robert Hunt. The Board unanimously voted to approve the minutes.
- 2. Consideration of Motion for Rehearing Docket 18-02:** Estes v. Pine Gardens Manufactured Homes, Inc. Chair Mark Tay presided, Board members Robert Hunt and Lois Parris recused themselves and left the table. Attorney Matthew Burrows and Attorney Ari Pollack represented Pine Gardens. Not present was Joseph Dupont. Attorney Brad Davis represented David and Judy Estes who were also present. Following arguments presented by both parties, and questions from the Board, the Board closed the hearing and deliberated the facts presented. Chair Mark Tay moved that the Board's original decision correctly determined the unreasonable application of park rules, but found the decision incorrectly found there was a violation of RSA 205-A:2, VIII(d). The motion was seconded by Board member Franklin Sterling, and was unanimously approved. Chair Mark Tay will draft the decision.

The Board recessed the meeting at 2:02 for a short break.

The meeting reconvened at 2:12. Board members Robert Hunt and Lois Parris re-joined the Board at the table,

- 3. Consideration of Motion for Rehearing Docket 17-15:** Martin Fox v. Oriental Gardens MHP. Chair Mark Tay presided. Martin Fox was present and not represented by counsel. Representing Oriental Gardens MHP was Kellyann Vick, who was not represented by counsel. Following Mr. Fox's statements, Board questions and discussion the Board found the complainant did not prove an error of fact, error of reasoning, or error of law in the board's decision. Board Chair Mark Tay moved to deny the Motion for Rehearing, seconded by Board member Adam Gidley. The motion was unanimously approved. Board member Adam Gidley will draft the decision.
- 4. Update of Board position:** Chair Mark Tay congratulated Board member Lois Parris for her re-appointment to another term on the Board.
- 5. Next Board Meeting:** The Board scheduled the next meeting on August 17, 2018 at 1:00 p.m.

6. Adjournment: Board member Kenneth Dame moved to adjourn, seconded by Board member Judy Williams. The motion was unanimously approved at 2:39 pm.