

ARTICLE XII

Appeal Procedures

§ 305-12.1. Procedures.

- A. Any person affected by a decision of the Board of Health shall be entitled to a hearing before the Board of Health. Such person shall file with the Board of Health within 14 days a written petition requesting such a hearing.
- B. An appeal will be considered only under the following conditions:
 - (1) That there is new data to present; or
 - (2) That there are at least three additional professional consultant opinions submitted; or
 - (3) That different situations or conditions exist since the Board of Health's former ruling.
- C. Any person aggrieved by the decision of the Board of Health may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of the Commonwealth of Massachusetts.