

ZONING BOARD OF ADJUSTMENT
NOVEMBER 13, 2018 FINAL MEETING MINUTES

Present: Jack Dearborn, Chairman; Michael Meyer, Vice-Chairman; Marc Morette, Member; Stuart Richmond, Member; Malcolm Wright, Member; Gary Shelto, Alternate; Don Rogers, Alternate; Chip Meany, Land Use Coordinator.

Guests: Bruce Marshall, George Merrill, Ray Menard, Susan Menard.

Chairman Jack Dearborn called the meeting to order at 7:30 PM.

I. ADMINISTRATIVE ITEMS

Chairman Dearborn read the agenda for the evening, asked all members present to introduce themselves and additionally, stated to everyone that all questions posed should be addressed to the Chair. He then reminded the audience that all cases will be taken separately and explained the course of action for the following hearings; first he will ask for a motion to accept the application to be heard, then review the synopsis of the front page of application, ask the Board if they have any questions concerning the application, then he will ask the applicant to come forward to state his name and speak to the seven conditions needed for a special exception that has been included in the application. The applicant will be asked to sit down. Next, the Chairman will ask for approving abutters, disapproving abutters, public at large and other boards. The applicant would then come back up and refute anything necessary. The process will be repeated, with the close the public hearing just after. Chairman Dearborn indicated that once the public hearing is closed, the Board will deliberate and come up with one of the following positions; approval with or without conditions, denied with conditions, continued with pending issues that require further information or should the Board want a legal opinion. All motions will be made in the affirmative.

II. CASE #1118 ADMINISTRATIVE APPEAL: *George W. Merrill* Appeal of a Planning Board Decision regarding a joint driveway permit approval [with conditions] at Tax Map 406, Lot 51.3, West side of River Road in a Residential Zone. The Chair asked Mr. Marshall to approach and explain the appeal. Mr. Marshall first declared the appeal to the Zoning Board is permissible, as governed by RSA 676:5. He continued by conveying the details of his position to challenge the Planning Board decision. Impositions of certain conditions of approval put forth by the Planning Board are outside of their jurisdiction over granting driveway permits, in particular driveways that will serve as access to more than one lot. Chairman Dearborn said he has been directed by Town Council to reject the appeal. It was then suggested by the Chair that the best course of action would be for council on both sides to meet and deliberate in order to avoid to going to Superior Court.

III. MINUTES

The Chair reviewed prior minutes and the Board made the following motions:

October 2, 2018: Mr. Richmond moved to approve, Mr. Morette seconded. Agreed unanimously.

IV. UPCOMING MEETINGS

*Tuesday, December 4, 2018

*Tuesday, January 8, 2019

V. ADJOURNMENT

Mr. Morette moved to adjourn at 8:21 PM. Mr. Richmond seconded. Motion passed without objection.

Respectfully submitted,

C. Provencher

Transcribed from notes