



**Michael Behrendt, AICP**  
Director of Planning and Community Development  
**Town of Durham**  
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April 8, 2014

**Regarding: Determination of Exemption from Conservation Subdivision**

Dear Sir/Madam:

This letter is to inform you that I have determined that the proposed subdivision, as described below, is exempt from the Durham Conservation Subdivision Ordinance. The ordinance requires that new subdivisions in this zoning district be developed as conservation subdivisions (also referred to as “cluster subdivisions”) except for subdivisions which meet certain exemption criteria. The ordinance requires that I notify abutters to the property when I determine that a proposed subdivision is exempt.

If you disagree with this determination you may appeal it to the Durham Planning Board if you file an appeal in writing within 30 days of my determination (delivered or postmarked by 30 days). In that event the Planning Board would make the final determination after holding a public hearing on the matter. Feel free to contact me at my phone number or email above (preferably via email) if you have any questions or concerns.

<b>Property Address:</b>	50 Newmarket Road
<b>Tax Map and Lot:</b>	Map 6, Lot 9-8
<b>Zoning District:</b>	Residence B
<b>Property Owner:</b>	Seacoast Repertory Theater
<b>Applicant:</b>	Jack Farrell
<b>Number of lots proposed:</b>	Three
<b>Exemption criterion:</b>	Criterion 1 – three or fewer lots
<b>Deadline to appeal:</b>	May 8, 2014

Sincerely,

Michael Behrendt, AICP  
Director of Planning and Community Development

cc: Abutters  
Planning Board Chair  
Conservation Commission Chair