

**Property Referenced:  
Tax Map 11, Lots 23-1**

## **ZONING BOARD OF ADJUSTMENT**

*RE: PUBLIC HEARING on a petition submitted by Stephen Martineau, Executive Director, Friends Forever Inc., Portsmouth, New Hampshire on behalf of Philip Noury, Durham, New Hampshire, for an APPLICATION FOR VARIANCES from Article II, Section 175-7 (definitions of Household and Caretaker Apartment) and Article XII, Sections 175-53(B)(1) and 175-55(A) of the Zoning Ordinance to permit the caretaker apartment within a commercial business to allow up to 13 unrelated guests for temporary lodging for no more than 14 days for a total of 6 weeks annually. The property involved is shown on Tax Map 11, Lot 23-1, is located at 1 Morgan Way, and is in the Residence C Zoning District.*

### DECISION OF THE BOARD

After review of the pertinent sections of the Zoning Ordinance of the Town of Durham, and after full consideration of the evidence submitted by Stephen Martineau and testimony given at a Public Hearing on February 11, 2014 a motion was made and seconded:

*that the Zoning Board of Adjustment approve a submitted by Stephen Martineau, Executive Director, Friends Forever Inc., Portsmouth, New Hampshire on behalf of Philip Noury, Durham, New Hampshire, for an APPLICATION FOR VARIANCES from Article II, Section 175-7 (definitions of Household and Caretaker Apartment) and Article XII, Sections 175-53(B)(1) and 175-55(A) of the Zoning Ordinance to permit the caretaker apartment within a commercial business to allow up to 13 unrelated guests for temporary lodging for no more than 14 days for a total of 6 weeks annually. The use must be consistent with the business plan submitted to the Zoning Board.*

The motion PASSED on a vote of 5-0-0 and the application for variances was granted.

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Date

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Sean Starkey, Chair  
Durham Zoning Board of Adjustment

**NOTE:** Any person affected by this decision has the right to appeal this decision. If you wish to appeal, you must act within thirty (30) calendar days from the date of the hearing. The necessary first step before any appeal may be taken to the courts is to apply to the Zoning Board of Adjustment for a rehearing. The motion for rehearing must set forth all the grounds upon which you will base your appeal. See New Hampshire Statutes, RSA Chapter 677, for details.

Any questions should be directed to Tom Johnson, Zoning Administrator/Code Enforcement Officer.