

**Property Referenced:  
Tax Map 6, Lot 4-26**

## **ZONING BOARD OF ADJUSTMENT**

*RE: PUBLIC HEARING on a petition submitted by Stephanie Higgs, Dover, New Hampshire and Stephen & Heather Merrill, Durham, New Hampshire, for an APPLICATION FOR VARIANCE from Article XIV, Section 175-74(A) of the Zoning Ordinance to allow for the construction of a deck within the 125-foot shoreland setback. The property involved is shown on Tax Map 6, Lot 4-26, is located at 18 Oyster River Road; and is in the Residence A 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 Stephanie Higgs and testimony given at a Public Hearing on July 8, 2014 a motion was made and seconded:

***that the Zoning Board of Adjustment approve a petition submitted by Stephanie Higgs, Dover, New Hampshire and Stephen & Heather Merrill, Durham, New Hampshire, for an APPLICATION FOR VARIANCE from Article XIV, Section 175-74(A) of the Zoning Ordinance to allow for the construction of a deck within the 125-foot shoreland setback as shown on the plan from Thomas D. Brouillette dated 6/12/2014.***

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
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.