



RECEIVED
Town of Durham

AUG 24 2015

TOWN OF DURHAM
8 NEWMARKET RD
DURHAM, NH 03824
PHONE: 603/868-8064
www.ci.durham.nh.us

[Handwritten signature]

\$228.⁰⁰ pd. 8/24
Check #
2967

Planning, Assessing
and Zoning

ZONING BOARD OF ADJUSTMENT REQUEST PROCEDURE

MEETINGS: The Zoning Board of Adjustment (ZBA) will meet on the second Tuesday of each month in the Council Meeting Room at the Town Hall.

FILING OF APPLICATION: Applications for ZBA are available at the Town Office. The application must be filed at the Town Office at least 15 days prior to a meeting, along with an application fee. A notice of the meeting will be published in the Foster's Daily Democrat and a similar notice will be sent, by certified mail, to abutters and nearby property owners. The filing fee will be used to meet these expenses. If the expenses exceed the filing fee, the applicant will be billed for the difference.

LIST OF ABUTTERS: You must prepare a list of all abutting property owners, have it verified at the Town Office, and attach it to your application. If you have any difficulty, consult the Assessor's Office, but THE ACCURACY OF THE LIST IS YOUR RESPONSIBILITY. An "abutter" means any person whose property adjoins or is directly across the street or stream from the land under consideration. The list of abutters must also include any holders of conservation, preservation, or agricultural preservation restrictions in accordance with RSA 676:4 (I) (a) of the New Hampshire Planning and Land Use Regulations.

PLOT PLAN: Applications must be accompanied by plot plans in order to be considered by the ZBA. Plans should show the location and shape of the subject structure in relation to lot lines and required setbacks, in addition to location and identification of abutters. Neither the review of any applications or plans by officials of the Town of Durham, nor any subsequent inspection of the premises, should be relied upon as an assurance of conformity to legal requirements. The applicant shall remain fully responsible for complying with all applicable United States, New Hampshire or Durham laws, ordinances, regulations or conditions.

PRESENTATION AT MEETING: The Petitioner should bring all documentation, which will assist the Board in understanding the proposal. Do not assume that anything submitted to a different Town Board will find its way to the ZBA file.

NOTE: Appeals to the Board of Adjustment may be taken by any person aggrieved or by any officer, department, board, or bureau of the municipality affected by any decision of the administrative officer. An appeal of Administrative Decision must be filed with the Board no later than 30 days from the date of the original decision as per the Zoning Board Rules of Procedure Section D(1)(b).

It is necessary that the applicant or his legal representative attend the meeting held for the review and consideration of this petition.

Please send this form with Plot Plan and List of Abutters to the Town of Durham, 15 Newmarket Rd., Durham, NH 03824, Attn: Zoning Board of Adjustment.

Appeal for Applicant

State of New Hampshire

Strafford, SS

To: Zoning Board of Adjustment, Town of Durham NH 03824

Name of Applicant: James Siedenburg

Address: 23 Durham Pt Rd, Phone # 603.882.0963

Email: james@esqmail.com

Owner of Property Concerned: Same
(If same as above, write "Same")

Address: Same
(If same as above, write "Same")

Location of Property: 23 Durham Pt Rd
(Street & Number, Subdivision and Lot number)

Description of Property (Give Tax Map number, length of frontage, side and rear lines and other pertinent descriptive information)

Map 15 Lot 17.3 Backlot 300' Frontage
Sides 50' / 350' / 209'

Fill in Section 1, 2, 3 or 4 below as appropriate. Do not fill in more than one section. This application is not acceptable unless all required statements have been made. Additional information may be supplied on separate sheets if the space provided is inadequate.

SECTION 1: APPEAL FROM AN ADMINISTRATIVE DECISION

Appeal must be filed no later than 30 days from the date of the original decision.

Relating to the interpretation and enforcement of the provision of the Zoning Ordinance.

Decision of the enforcement officer to be reviewed: Tom Johnson
Number _____ Date Aug 13, 2011

Article II Section 175-7 of the Zoning Ordinance in question.

and Article 9 Regarding rental period
of Accessory Dwelling Space
his ruling is that rentals need
to be for a full lease period.



TOWN OF DURHAM
8 NEWMARKET RD
DURHAM, NH 03824-2898

THOMAS F. JOHNSON
Zoning Administrator
Code Enforcement Officer
Health Officer

TEL:603/868-8064

tjohnson@ci.durham.nh.us

July 9, 2015

James Seidenburg
23 Durham Point Road
Durham, NH 03824

Re: Bed and Breakfast/Inn at 23 Durham Point Road, Map 15, Lot 17-3

RC zone

Dear Mr. Seidenburg,

It has come to the attention of the Town of Durham that you appear to be operating a Bed and Breakfast/Inn out of your single family residence at 23 Durham Point Road through internet site(s). We have nothing on record for approval of this Change of Use for your property. You will need to submit an application to the Planning Board for review and approval of the Bed & Breakfast/Inn use. Please contact Michael Behrendt, Town Planner, at 868-8064 or mbehrendt@ci.durham.nh.us to discuss the procedure of applying to the Planning Board.

Please discontinue the renting of your home immediately until all of the proper approvals have been granted. Please remove the advertisement for your rental home from all websites.

Thank you for your cooperation in this matter.

Sincerely,

Thomas Johnson
Zoning Administrator

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cc. Michael Behrendt, Planner

