

*Property Referenced:  
Tax Map 11, Lot 22-6*

## ZONING BOARD OF ADJUSTMENT

*RE: PUBLIC HEARING on a petition submitted by David Hills, Durham, New Hampshire for an APPLICATION FOR VARIANCES from an Article II, Section 175-7 and Article XX, Section 175-109 to allow for short term rental of the accessory apartment. The property involved is shown on Tax Map 11, Lot 22-6, is located at 135 Piscataqua Road, 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 David Hills and testimony given at a Public Hearing on October 13, 2015 a motion was made and seconded:

*that the Zoning Board of Adjustment approve a petition submitted by David Hills, Durham, New Hampshire for an APPLICATION FOR VARIANCES from an Article II, Section 175-7 and Article XX, Section 175-109 to allow for short term rental of the accessory apartment with the conditions that 1. The owner occupy the property during the short term rental, 2. The short term rental will be rented for no more than 89 consecutive days to the same party, and 3. The variance approval expires at the end of calendar year 2017.*

The motion PASSED on a vote of 4-1-0 and the application for variances was approved.

---

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.

As per RSA 674:33 Variances and Special Exceptions shall be valid if exercised within 2 years from the date of final approval, or as further extended by local ordinance or by the zoning board of adjustment for good cause, provided that no such variance shall expire within 6 months after the resolution of a planning application filed in reliance upon the variance.

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