ZONING BOARD OF ADJUSTMENT

RE: PUBLIC HEARING on a petition submitted by JoAnne Tremaine, Durham, New Hampshire for an APPLICATION FOR VARIANCE from Article XII, Section 175-54 of the Durham Zoning Ordinance to install a generator within the sideyard setback. The property involved is shown on Tax Map 12, Lot 1-5, is located at 37 Cedar Point 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 JoAnne Tremaine and testimony given at a Public Hearing on May 8, 2018 a motion was made and seconded:

that the Zoning Board of Adjustment approve a petition submitted by JoAnne Tremaine, Durham, New Hampshire for an APPLICATION FOR VARIANCE from Article XII, Section 175-54 of the Durham Zoning Ordinance to install a generator within the sideyard setback as shown on the diagram provided.

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

_____   _____

Date   Chris Sterndale, 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 Audrey Cline, Zoning Administrator/Code Enforcement Officer.