



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

**AUDREY CLINE**  
Zoning Administrator  
Code Enforcement Officer  
Health Officer

TEL: (603) 868-8064  
acline@ci.durham.nh.us

**Decision or Order of the Building Inspector/Code Enforcement Officer**

*175-12. Administrative Appeals.*

*Any person who believes that the Zoning Administrator has made an error in the interpretation or application of the provisions of this Ordinance, may appeal such determination to the Zoning Board of Adjustment as an administrative appeal under the provisions of Section 175-19. If the Board finds that the Zoning Administrator erred in his/her interpretation of the Ordinance, it shall modify or reverse the decision accordingly.*

*175.19. Powers and Duties*

*B. In exercising the above-mentioned powers, the Board may, in conformity with the provisions hereof, reverse or affirm, wholly or partly, or may modify the order, requirements, decision or determination appealed from and may make such order or decision as ought to be made and to that end shall have all the powers of the officer from whom the appeal is taken.*

**Applicant:** Daly Rev. Trust, Thomas J & Daly Rev. Trust, Erin L, 5 Jasper Lane, Nashua, NH 03063

**Date of order:** February 18, 2021

**Deadline for application for appeal:** March 20, 2021

**Decision or Order of the Building Inspector/Code Enforcement Officer:**

Building Permit Application number 21-29 dated January 24, 2021, for property located at 190 Piscataqua Road, is DENIED as the proposal does not meet the requirements of the Durham Zoning Ordinances below:

ARTICLE XIII

WETLAND CONSERVATION OVERLAY DISTRICT

175-59. Applicability. A (2) d. all other non-tidal wetlands - in the R and RC Zones: 100 feet

175-62. Prohibited Uses in the WCOD.

Any use that is not identified as a permitted use in 175-60 or a conditional use in 175-61 shall be a prohibited use.

By Durham's Building Inspector/Code Enforcement Officer:

  
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Audrey Cline CEO