

ATKINSON ZONING BOARD OF ADJUSTMENT

21 Academy Avenue

Atkinson, New Hampshire 03811

Public Hearing Meeting Town Hall

Wednesday, January 14, 2009

Present: Hank Riehl, Vice Chairman; Sandy Carter; Susan Miner;

Alternates: Margaret Osborn; Sam Zannini

Mr. Riehl called the meeting to order at 7:45 P.M.

Correspondence

Incoming

Notice of Violation from Board of Selectmen to John Mason, Jr. issued 12/22, 2009 re: 4 Rocky Point Lane, Map 22, Lot 31.

NH Department of Environmental Services dated 12/11/08 re: 3 Valcat Lane, Map 22, Lot 48.

NH Department of Environmental Services dated 12/24/08 re: Dobrov, 3 Valcat Lane, Map 22, Lot 48. Shoreland Impact Permit #2008-02478.

Zoning Board Budget Printout dated 12/31/08.

Outgoing

George Payne, Special Exception/Home Business Permit approval, Exempt, 39 Main Street, Map 4, Lot 3.

Approval of Minutes dated December 10, 2009

The following corrections/additions were made:

Page 1, Incoming. In the motion changes "States" to "State's" application.

Page 2, first line, delete the extra "Ms."

Page 2, last paragraph, 1st sentence, delete "is was his" and insert "whether it was his"

Page 2, last paragraph, 3rd sentence, after "could be", add "considered".

Page 2, last paragraph, last sentence, after "Ms. Miner said" add "according to State's records"

Mr. Carter made a motion to approve the minutes as amended. Ms. Miner seconded and they were approved. Mr. Zannini and Mrs. Osborn abstained.

PUBLIC HEARINGS: 8:00 P.M. - Continued from December 10

John Mason, Jr. continued review of request for Variances from Article IV, Sections 410:8 & 400:4 to allow a 10'6 1/2" x 24'9" addition to remain 5'2" & 11'2" from sideline (9'10" & 3'8" variances) as opposed to the required 15' and 70' from wetland (30' variance) as opposed to the required 100' on property located at 4 Rocky Point Lane, Map 22, Lot 31, RR3 Zone.

Mrs. Osborn recused herself

The applicant did not appear.

Mr. Kirsch raised the issue that in the second part of the request the applicant asked for a variance of 30' to remain 70' from wetland, when in it was a 70' variance to remain 30' from wetlands.

Mr. Carter made a motion to deny the request without prejudice, based on the fact the applicant did not appear at the hearing. Mr. Zannini seconded the motion and it was unanimous.

Ms. Miner made a motion to adjourn. Motion seconded and approved. Mr. Riehl adjourned the hearing at 8:20 pm.

APPROVED _____ 2-19-2009 _____

Respectfully submitted,

Rebecca Russo

Minutes transcribed from tape.

Approval of Minutes 1-14-2009

The following corrections/additions were made:

Page 2; change "Reihl" to "Riehl"

Mr. Zannini made a motion to accept the minutes as corrected. Mr. Riehl seconded and the motion was approved. Ms. Miner was not present.