

ZONING BOARD OF ADJUSTMENT

October 6, 2015

MEMORIAL BUILDING

7:00 P.M.

These are to be considered draft minutes only until approved by board at their next meeting.

Members Present: Susan Chiarella, Bryan O' Day, Justin Hastings, Peter Abair and Alternate Jim Bednar

Others Present: George McCusker, Leigh Callaway, Tamara Butcher, Tom Duling, Arlene Wheeler, and Scott Hazelton

Susan called the meeting to order at 7:00 p.m.

Approval of July minutes- Bryan makes a motion to approve as written, second by Justin all in favor

Approval of September minutes- a correction to bottom paragraph strike "Tom Duling said sentence out of the minutes all together. Justin makes a motion to accept minutes w/correction, Bryan seconds, all in favor and unanimously approved

Continued Hazelton Hearing- Susan opens the meeting and explains that the board is there to address the applicant's application for an Equitable Waiver, not to discuss any issues with the builder. The board needs to decide whether they think that the applicant Scott Hazelton was totally innocent. Susan had small copies of the subdivision that was handed out in 1973 and gave copies to the board members. The board looked at the subdivision.

Chris Fisher states he is still stuck on the RSA regarding the equitable waiver. It reads owner or former owner. Susan explained that the former owner isn't the one coming forward that it is the current owner.

Susan feels that if the former owner isn't coming forward she's not sure how they could even consider the language of the RSA. Susan had contacted LGC (NHMA- NH Municipal Assoc) and they stated former owner was not applicable.

Scott reiterated that for this case he was counseled to get an Equitable Waiver.

Scott states again that he did not have anything to do with Mark Brunelle, the builder.

Susan feels she needs to go look at the property, and the board also felt it was a good idea. Scott also added that the septic had failed within the first five months of living there.

Susan states she does feel an Equitable Waiver is the way to go so that people like Scott who trust that the builder is doing the right thing can get some relief.

Scott asked if Tom can speak in regards to this case. Susan feels it is not necessary to hear from Tom at this time.

Bryan states that the question is should they go look at it or grant the equitable waiver.

The board agreed they should visit the property to get a better understanding of things.

Jim Bednar asked if any other abutters besides Chris are here. There were none.

George brings up a question on how to do things better and should they be requesting surveys for every case. Tamara states George brings up a good point but that meeting was not the right time to discuss it.

Bryan made a motion to continue hearing to go do a site walk on October 24th @8:30 AM, second by Justin, all in favor and unanimously approved. Site walk scheduled and opened to the public.

Jim Bednar asked if pins will be marked. Scott states they will be.

Other Business- Susan feels that the board should have another alternate and Tamara Butcher has shown interest. Bryan nominates Tamara Butcher as an alternate, Peter Abair seconds, all in favor and unanimously approved. Tamara Butcher appointed as ZBA alternate.

Meeting adjourned 7:55

Minutes submitted by,

Susan Abair