



**TOWN OF DURHAM**  
**15 NEWMARKET RD**  
**DURHAM, NH 03824-2898**  
**603/868-8064 603/868-8065**  
**FAX 603/868-8033**  
***www.ci.durham.nh.us***

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*Zoning Administrator*  
Victoria Parmele,  
*Minutes Taker*

**ZONING BOARD OF ADJUSTMENT**  
**Tuesday, February 12, 2013 at 7:00 p.m.**  
**Town Council Chambers - Durham Town Hall**  
**15 Newmarket Road, Durham, New Hampshire**  
**Agenda**

- I. Call to Order
- II. Roll Call
- III. Seating of Alternates
- IV. Approval of Agenda
- V. Public Hearings:
  - A. **PUBLIC HEARING** on a petition submitted by Christopher L. Boldt, Esq., Donahue, Tucker & Ciandella, PLLC, Exeter, New Hampshire on behalf of Keith Remillard, Durham, New Hampshire, for an **APPLICATION FOR VARIANCE** from Article XX, Section 175-109(C)(3) of the Zoning Ordinance to permit the construction of an accessory dwelling unit which exceeds the square footage allowed. The property involved is shown on Tax Map 17, Lot 34-6, is located at 11 Kelsey Drive, and is in the Rural Zoning District.
  - B. **PUBLIC HEARING** on a petition submitted by Joseph Persechino, P.E., Tighe & Bond, Portsmouth, New Hampshire, on behalf of Peak Campus Development, LLC, Atlanta, GA (applicant), Chet Tecce Jr., Durham, New Hampshire, John & Patricia McGinty, Durham, New Hampshire and the University of New Hampshire, Durham, New Hampshire (property owners), for an **APPLICATION FOR VARIANCE** from Article XIII, Section 175-60 of the Zoning Ordinance to permit the filling of a portion of wetland in the Wetland Conservation District for the construction of a multi-use path. The properties involved are shown on Tax Map 13, Lots 6-1, 10-0, 3-0UNH, 4-0UNH, 1-0UNH and 3-1UNH, are located on Mast Road and are in the Office Research/Light Industry Zoning District.
  - C. **PUBLIC HEARING** on a petition submitted by Philip Noury, Durham, New Hampshire, for an **APPLICATION FOR VARIANCE** from Article XII, Section 175-53 of the Zoning Ordinance to permit the construction of a caretaker's apartment within a commercial business. The property involved is shown on Tax Map 11, Lot 23-1, is located at 1 Morgan Way, and is in the Residence C Zoning District.
  - D. **PUBLIC HEARING** on a petition submitted by Kelly L. Cullen, Durham, New Hampshire, for an **APPLICATION FOR VARIANCE** from Article XII, Section 175-54 and Article XXIV, Section 175-139 of the Zoning Ordinance to permit the potential location of a non-compliant septic system on the east side of the property as part of a two-lot subdivision. The property involved is shown on Tax Map 15, Lot 23-0, is located at 13 Longmarsh Road, and is in the Residence B Zoning District.
- VI. **Approval of Minutes** - November 13, 2012  
December 11, 2012
- VII. Other Business
- VIII. Adjournment

**Please note:**

- 1) Public hearings. The public is invited to attend all meetings of the Zoning Board of Adjustment. *The public is welcome to speak at all public hearings.* For other items the public may speak only at the discretion of the chair/board.
- 2) Other information. Files on the items above are available for review in the Planning Office from 8:00 a.m. to 4:30 p.m., Monday through Friday.
- 3) Contacting us. Contact the Planning and Building Department with questions or comments about the items above or any planning-related matters. Call (603) 868-8064 or email [kedwards@ci.durham.nh.us](mailto:kedwards@ci.durham.nh.us) (Karen Edwards, Administrative Assistant) or [tjohnson@ci.durham.nh.us](mailto:tjohnson@ci.durham.nh.us) (Tom Johnson, CEO/Zoning Administrator).
- 4) Communication aids. Please provide the Town 48-hours notice if special communication aids are needed.
- 5) Meeting dates. Meeting dates are subject to change. Contact the Planning and Zoning office about meetings. The next Zoning Board of Adjustment meeting will be **March 12, 2013.**