



TOWN OF DURHAM
8 NEWMARKET RD
DURHAM, NH 03824
(603) 868-8064
www.ci.durham.nh.us

Property Referenced:
Tax Map 105 Lot 108

ZONING BOARD OF ADJUSTMENT

RE: **PUBLIC HEARING** on a petition submitted by Milton T Jr. & Edda M. Martin, Durham, New Hampshire for an **APPLICATION FOR VARIANCE** from Articles XII.1 Section 175-54 Table of Dimensions & Section 175-53 Table of Land Uses Accessory Structure to permit the location of a garden house on an existing foundation on a separate lot of record. The property involved is shown on Tax Map 105, Lot 108, is located at 83 Madbury Road, and is in the Residence A 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 Sandy and Etta Martin and testimony given at a Public Hearing on November 14, 2023, a motion was made and seconded:

that the Zoning Board of Adjustment approve the petition as submitted by Milton T Jr. & Edda M. Martin, Durham, New Hampshire for an APPLICATION FOR VARIANCE from Articles XII.1 Section 175-54 Table of Dimensions & Section 175-53 Table of Land Uses Accessory Structure to permit the location of a garden house on an existing foundation on a separate lot of record.

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

11/27/2023 _____

Date

Micah Warnock, Chair

Durham Zoning Board of Adjustment

NOTE: Any person affected by this decision has the right to appeal against 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