



**TOWN OF DURHAM**  
8 NEWMARKET RD  
DURHAM, NH 03824  
(603) 868-8064  
[www.ci.durham.nh.us](http://www.ci.durham.nh.us)

*Property Referenced:*  
*Tax Map 224 Lot 43*

## **ZONING BOARD OF ADJUSTMENT**

RE: **PUBLIC HEARING** on a petition submitted by Michael Hookailo, Durham, New Hampshire, for an **APPLICATION FOR VARIANCE** in accordance with Article XX Standards for Specific Uses 175-109 B(2); the maximum floor area of the building shall be 200 square feet and Article XX Standards for Specific Uses 175-109 B(7) The building shall be set back at least ten (10) feet from any property line. The property involved is shown on Tax Map 224, Lot 43, located at 229 Packers Falls Road and is in the Rural 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 Michael Hookailo and testimony given at a Public Hearing on July 9, 2024, a motion was made and seconded:

*that the Zoning Board of Adjustment approve the petition as submitted by Michael Hookailo, Durham, New Hampshire for an APPLICATION FOR VARIANCE from Article XX, 175-109 B(2); to permit the maximum floor area of the building to exceed 200 square feet and Article XX Standards for Specific Uses 175-109 B(7) to permit the building to be set back at least ten (10) feet from any property line.*

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

7/11/2024

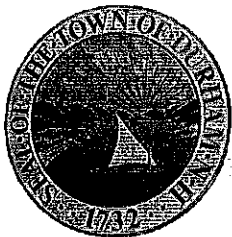
Date

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.



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July 10, 2024

Michael Hookailo  
Meredith Wilson  
229 Packers Falls Road  
Durham, NH 03824

Dear Michael and Meredith,

Enclosed you will find a copy of the Zoning Board of Adjustment's decision that was rendered July 9, 2024, at the Zoning Board of Adjustment meeting. The application for both variances was approved. If you or any abutters wish to appeal these decisions, the deadline to file an application of appeal with the Zoning Board of Adjustment is within thirty (30) calendar days beginning July 10, 2024. According to RSA 677:3, a motion for rehearing "shall set forth fully every ground upon which it is claimed that the decision or order complained of is unlawful or unreasonable." The Zoning Board of Adjustment has thirty (30) calendar days to either grant or deny the application for rehearing once it has been filed in the office of Planning and Zoning at the Durham Town Hall.

If you have any questions, please call me on 868-8064.

Sincerely,

Audrey Cline  
Zoning Administrator/CEO

Enclosures (1)