

# BOARD OF ADJUSTMENT

PO Box 120  
Windham, New Hampshire 03087  
Telephone (603) 432-3806

## Zoning Board of Adjustment Minutes September 9, 2008

Mark Samsel – Chairman  
Jim Tierney – Vice-Chairman  
Dianna Fallon – Secretary (Excused)  
John Alosso – Member (Excused)  
Tom Murray – Member  
Bruce Richardson – Alternate

### Seat Alternates

The Chairman appointed Mr. Richardson to replace Mr. Alosso for this meeting.

### Lot #16-R-183B, Case #46-2008 (Continued from 7/22/08 & 8/12/08)

Applicant – Donna & Martin Delaney, Jr.  
Owner – Donna & Martin Delaney, Jr.  
Location – 27 First Street  
Zone – Residential A

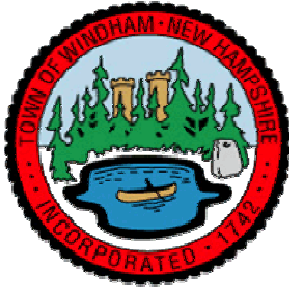
A variance is requested from Section(s) 702 of the Zoning Ordinance to permit the construction of a ground level deck encroaching 8 feet and 6 feet into the side setbacks where 30 feet is required.

### Lot #16-R-183B, Case #39-2008 (Continued from 6/24/08, 7/22/08 & 8/12/08)

Applicant – Donna & Martin Delaney, Jr.  
Owner – Donna & Martin Delaney, Jr.  
Location – 27 First Street  
Zone – Residential A

A variance is requested from Section(s) 1200.1, 401 & 702 Appendix A-1 of the Zoning Ordinance to permit the conversion of a seasonal dwelling to year round use on a lot with 6,171 square feet of area where 50,000 square feet is required, 41-feet of frontage where 175-feet is required, side setbacks of 3-feet and 1-foot where 30-feet is required and a rear setback of 5-feet where 30-feet is required.

Attorney Brian Germaine, representing the owners, requested Cases 46-2008 and 39-2008 be continued to the October 14, 2008 meeting. Attorney Germaine would prefer a full five Member Board.



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Mr. Murray motioned and Mr. Tierney seconded the motion to continue Cases 39-2008 and 46-2008 to the October 14, 2008 meeting. Motion passed 4-0.

### **Approval of August 26, 2008 Minutes**

Mr. Murray motioned and Mr. Richardson seconded the motion to accept the August 26, 2008 minutes as written. Motion passed 3-0-1. Mr. Tierney abstained because he did not attend the August 26, 2008 meeting.

### **Mail**

- UNH Workshop – Landscaping at the Water's Edge Scheduled for 10/8/08 & 10/15/08.
- American Planning Association Subscription application to *Zoning Practice*.
- NHARPC Fall Planning & Zoning Conference scheduled for October 25, 2008.
- August 29, 2008 Letter from Attorney Campbell regarding 2 Woodvue Road.
- From Al Turner I-93 CTAP Program Community Assessment Report.
- Rockingham Superior Court, Order of Notice, Carl & Mary Heinzl v. Town of Windham.

Mr. Tierney motioned and Mr. Murray seconded the motion to adjourn. Motion passed unanimously.

The next meeting of the Zoning Board of Adjustment is scheduled for September 25, 2008 at 7:30 PM in the Planning & Development Office.

These minutes are in draft form and are respectfully submitted for approval by Patricia Kovolyan.