

Minutes of the Antrim Board of Adjustment, October 13, 1987

Subject: Appeal to reopen Hearing, Case #106, Hickey Brothers Realty Trust, heard September 15, 1987.

The Board, Mary Allen, Chairman; Harvey Goodwin; Patricia Hammond-Grant, sitting for Howard Humphrey, Sr.; David Penny and Everett Chamberlain met to entertain a motion for rehearing pursuant to RSA 677:2 by Hickey Brothers Realty Trust. Representing Hickey Brothers were Shawn Hickey and Attorney Joseph Byck, Jr.

The Chairman read the procedure for rehearing from the Guide to Board of Adjustment (State of N.H. 1985 Revised Edition)

Attorney Byck argued that the lot was a pre-existing, non-conforming lot, that the definition for frontage need not be on a Town maintained road, that the lot had frontage on a right-of-way, and that the septic was the venue of the State of N.H.W.S.P.C.C.

David Penny, Board member cited the Antrim Zoning Ordinance and said that there was no specific classification for a house lot and that at the hearing no conclusive proof was given that there was a right-of-way, and at the site review the Board could not determine that there was a right-of-way as there was no evidence of one. As far as the Board could determine there was no access to this lot.

The Chairman stated that the case was given careful consideration by the Board at the hearing September 15, and asked for further discussion and if there was none to move the question.

Harvey Goodwin, Board member recapped the evidence.

Harvey Goodwin moved to deny the appeal for a rehearing because grounds to reopen the case have not been demonstrated. Seconded by Everett Chamberlain. The vote went as follows:

Everett Chamberlain	yes
David Penny	yes
Patricia Hammond-Grant	yes
Harvey Goodwin	yes
Mary Allen	yes

Motion for a rehearing pursuant to RSA677:4 denied.

Roger Croteau met with the Board to go over his application for a hearing in regard to a sign on his property. The Board assisted him with his application.

The Board then discussed the application for rehearing re: Kincaid Construction Corp. The Board will seek input from Attorney Jeffrey Crocker about the timeliness of the filing.

Respectfully submitted,

Patricia Hammond-Grant, Clerk
Antrim Board of Adjustment
minutes prepared by
Barbara Elia