

BOARD OF ADJUSTMENT  
DEERFIELD, NEW HAMPSHIRE  
SEPTEMBER 26, 2017

MINUTES OF MEETING

PRESENT: Board members Joshua Freed, George Thompson, Jonathan Leer, Anthony DiMauro, Stephen Stephenson. Alternate member Harry Hotaling. Secretary Jane Boucher.

7:30PM Chair Joshua Freed called the meeting to order.

CASE # 17-02; DORIS O'GARA

It was noted that Case #17-02 had been tabled on August 22 and continued to September 26 in order for the applicant to submit more definitive information regarding setbacks shown on plans submitted.

Anthony DiMauro moved and Jonathan Leer seconded to take Case 17-02 off the table. Voted in favor.

At this time the Board discussed the Case.

George Thompson questioned if the applicant can withdraw the case that is currently tabled.

Anthony DiMauro felt that the applicant requested that the case be withdrawn based on time and and ability to provided adequate plans. He said he had no objection as no decision had been made by the Board.

Joshua Freed said the Board is not obligated to withdraw the case and they could make a finding on the case with the information in front of them. He added that normally the applicant asks cases to be withdrawn at a meeting at which they are present.

Jonathan Leer questioned if Christopher Berry, Berry Surveying, who requested the withdrawal, is actually representing the applicant. Mr. Berry was not present at the hearing in August.

Joshua Freed noted that Christopher Berry actually completed the original application and subsequently submitted the request to withdraw.

George Thompson felt that the application should be denied as there was a number of issues with the original application. He felt that because the applicant was not present, the application should be denied. Mr. Thompson said that , although he could not find it in the RSA's, he was pretty certain that if an application is denied, the applicant had to wait a year before re-submitting it.

Joshua Freed said that in the past, anyone asking that the application be withdrawn, was present to request withdrawal. He added that he felt that the applicant has wasted the Board's time twice and were not courteous enough to appear at this meeting to explain why they want to withdraw. Mr. Freed also said that part of him felt that the applicant was not represented adequately .

Anthony DiMauro moved to remove Case 17-02 from the table in order to vote on accepting or denying it. George Thompson seconded. Voted in favor.

Jonathan Leer moved to deny Case 17-02. George Thompson seconded.

During discussion members of the Board agreed that if the applicant came back with the same information the Clerk would not accept the case for hearing.

Chair Freed called for a vote on the motion to Deny Case 17-02. Voted in favor.

#### APPROVAL OF MINUTES

Anthony DiMauro moved to approve the minutes of August 22, 2017 . Jonathan Leer seconded. Voted in favor with Stephen Stephenson abstaining.

#### OTHER BUSINESS

Board members agreed that if the Clerk receives an application that is not complete (ie. drawings to scale and submission of correct number of drawings ) he should not accept the application for Public Hearing.

The meeting was adjourned at 8PM.

Recorded and Recorded by Jane Boucher  
Pending approval by the Board of Adjustment