



Enfield New Hampshire

Zoning Board of Adjustment

Minutes of July 6th, 2016 Meeting

Call to Order

The ZBA met in special session to consider application for rehearing of the Foley variance, previously granted in the May 10th meeting. Application for appeal was made by David and Susan Hazelton et. al. Meeting called to order at 7:04 pm and it was presided over by Mike Diehn, Chair.

Attendance

Mike Diehn (chair), Tim Lenihan (vice chair), Cecilia Aufiero, Kurt Godhardt (clerk), Ed McLaughlin, Tom Blodgett (alternate), Phil Nealy (acting zoning administrator)

Appeal Hearing

After extensive discussion, motion made by Cecilia Aufiero, seconded by Ed McLaughlin, to grant the application for rehearing on the basis that testimony submitted into evidence was not available to board members during the hearing. Motion carried four to one. Tim Lenihan voted nay.

On motion by Ed McLaughlin, seconded by Diehn, carried five to zero, Board entered executive session between 7:35 and 7:45 pm to discuss matters that may affect personal reputations. Minutes were not sealed.

In earlier hearings, it was unclear to the parties involved whether evidence submitted in prior hearings would be brought into the record of the current hearing automatically. The Board has made it clear now that no such thing will happen. Rehearings before the Enfield ZBA are de novo hearings. No evidence from prior hearings will be brought forward into the record automatically. All evidence must be submitted anew. However, parties wishing to do that may simply tell the zoning administrator which document(s) from the record of the earlier hearing they'd like to have brought forward.

In this case, the deadline for requesting the zoning administrator bring documents forward from earlier hearings is 3 pm, July 21, 2016.

Next Meeting

The Zoning Board of Adjustment will next meet in regular session at 7:00 PM on Tuesday, August 2th, 2016 at the Enfield Public Works Building. (Subject to change.)

Adjournment

Meeting adjourned at 8:10 pm.

(Signed) Mike Diehn

8/2/2016

Chairman
[Organization Name]

Date of Approval