

**ZONING BOARD OF ADJUSTMENT
PUBLIC HEARING: MARCH 24, 2016
Town Hall, 41 South Main Street - 7:00 PM**

Board members present: Donegan, Harrison, Gardiner, Radisch (Chair)

Staff: Judy Brotman, Zoning Administrator

Carolyn Radisch, Zoning Board Chair, called the meeting to order at 7:02 PM in the Boardroom of the Hanover Municipal Building.

After introductory remarks, Ms. Radisch explained the 4 member board situation, and the requirement for 3 affirmative votes for a decision.

- 1. CASE #24068-Z2016-03: J. MICHAEL DONOVAN, AS AGENT FOR WINGED VICTORY LTD, PROPERTY OWNER OF RECORD, IS REQUESTING A VARIANCE UNDER ARTICLE X, SECTION 1006, "VARIANCE," TO ALLOW RESIDENTIAL USE AT 16 BUCK ROAD, TAX MAP 24, LOT 68, IN THE "OL" OFFICE AND LABORATORY ZONING DISTRICT.**

Arthur Gardiner, Acting Clerk, read the Notice of Public Hearing.

Attorney Patrick Hayes and Michael Donovan agreed to be heard by a 4-member board. They then presented the request in Phase I.

Ms. Brotman asked for clarification in Phase II.

Attorney Hayes spoke in Phase III.

No one spoke in Phase IV.

Case #24068-Z2016-03 was closed.

- 2. CASE #38002-Z2016-05: NEW HAMPSHIRE ALPHA ASSOCIATION OF SIGMA ALPHA EPSILON IS APPEALING AN ADMINISTRATIVE DECISION, UNDER ARTICLE X, SECTION 1005, "BOARD OF ADJUSTMENT" THAT THE CONTINUED USE OF THE PROPERTY AS A STUDENT RESIDENCE IS A VIOLATION OF THE ZONING ORDINANCE BECAUSE, DUE TO DERECOGNITION BY DARTMOUTH COLLEGE, IT IS NO LONGER OPERATING IN CONJUNCTION WITH AN INSTITUTIONAL USE. THE DECISION BEING APPEALED IS CONTAINED A LETTER FROM THE ZONING ADMINISTRATOR DATED FEBRUARY 12, 2016. THE PROPERTY IS LOCATED**

AT 38 COLLEGE STREET, TAX MAP 38, LOT 2, IN THE "I" INSTITUTION ZONING DISTRICT.

Arthur Gardiner, Acting Clerk, read the Notice of Public Hearing.

Board members identified any affiliation they may have with Dartmouth College and whether there might be a conflict of interest in the case. No conflict was noted.

Jeremy Katz and Ken Holmes, Trustees of the SAE Trust, were seated to present the case, and agreed to be heard by a 4-member Board..

Zoning Board members discussed continuing the case to a later date to be better able to fully understand the voluminous filing in the case. Board members agreed to continue the hearing on the case, but assented to allow the oral presentation that had been prepared for the evening.

Mr. Katz spoke in Phase I of the hearing. Mr. Holmes also spoke in Phase I. At the conclusion of the presentation, Mr. Katz asked to have the hearing closed.

Mr. Gardiner moved to continue the hearing to Thursday, March 31, 2106. Mr. Donegan seconded the motion. Voted unanimously in favor of the motion.

The hearing on Case # Z2016-05 was continued to Thursday, March 31, 2016.

3. **Z2016-01 (CONTINUATION): WETLANDS SPECIAL EXCEPTION, AUDRA KLUMB FOR KIMBERLEY TAYLOR, TO PERMIT CONSTRUCTION OF A SHARED DRIVEWAY THAT WILL IMPACT WETLANDS/WATERBODY AND WETLAND/WATERBODY BUFFERS AT 2 GOODFELLOW RD.** This case was continued to April 28, 2016.

4. **ADJOURNMENT:** The meeting adjourned at 9:30 PM.

Respectfully submitted,

Judith Lee Shelnuttt Brotman
Zoning Administrator