

TOWN OF JAFFREY NEW HAMPSHIRE
ZONING BOARD OF ADJUSTMENT
Meeting Minutes
April 4, 2023

Present: Chairman Lee Sawyer, Members Walter Batchelder, Carl Jevne, Marc Tieger, Judy Lucero (alt), Phil Cournoyer (alt).

Absent: Erlene Brayall, David Jeffries (alt)

Other: John Lucero, Heather and Lilly Tullio, Susan Mallett

Staff: Rob Deschenes, Code Enforcement/Building Inspector, Jo Anne Carr Director of Planning and Economic Development, Recording Secretary Newton

MEETING MINUTES APPROVAL

On a **motion** by Batchelder seconded by Jevne the minutes of March 7, 2023 were approved as submitted. (3-0-1) *LS abstained*

On a **motion** by Batchelder seconded by Jevne the minutes of March 20, 2023 site walk were approved as submitted. (3-0-1) *LS abstained*

PUBLIC HEARING - None

PUBLIC HEARING NEW ITEMS - None

PUBLIC HEARING - CONT

Application withdrawal for:

ZBA 22-23 580 Mountain Rd LLC, Owner, BCM Environmental & Land Law, Agent
580 Mountain Rd Map 212 Lot 17 Zone: Mountain Zone, without town water

Variance – The applicant requests a variance to replace an existing culvert (Land Use Code, Zoning Ordinance Section XX, 20.5.2)

Paula Geraghty, 580 Mountain Rd, LLC has retained Attorney Ariane Ice to represent her as they move forward with their variance request. On March 2, 2023 Attorney Ice submitted the following letter requesting to withdraw ZBA 22-23.

I am writing on behalf of 580 Mountain Rd., LLC and their application for a variance. The hearing was continued to April 4, 2023 to allow NHDES to take action on a pending permit application. The estimate from our engineer-and NHDES itself-is that a final determination from NHDES could take a few months. In the interest of efficiency for all involved I am withdrawing the pending variance application and will resubmit a new application as soon as NHDES approves or denies the permit request.

I have spoken to counsel for the town and the town's CEO who has no objection to holding the hearing after we have news from the state. My clients are continuing to work in good faith to resolve all pending issues with the town at this time.

No further action will be taken.

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OTHER BUSINESS

- Rules of Procedure – On a **motion** by Jevne, seconded by Batchelder the amended rules of procedure were adopted. (4-0-0)
- Election of Officers – by consensus of the Board Lee Sawyer was reelected at Chair and Marc Tieger as Vice-Chair.
- Marc Tieger wanted to familiarize the Board with pending legislation for HB-347 that would establish a land use review docket which could streamline the process of applying to land use boards. This board is very similar to the Housing Appeals Board (HAB) which takes appeals from land use boards instead of going to Superior Court. Superior court does not specialize in land use or housing law.

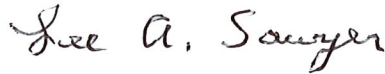
ADJOURNMENT

The meeting adjourned at 6:35 pm
Submitted:



Rebecca Newton, Recording Secretary

Attest:



Lee Sawyer, Chairman, Jaffrey ZBA