

**TOWN OF CARROLL
ZONING BOARD OF ADJUSTMENT
92 SCHOOL STREET
P.O. BOX 146
TWIN MOUNTAIN, NH 03595
(603) 846-5754**

NOTICE OF DECISION

LOCATION/MAP & LOT

Route 3 North
Twin Mountain, NH 03595
416-023-000-000

APPLICANT:

Town of Carroll Select Board
P.O. Box 146
Twin Mountain, NH 03595

You are hereby notified that the Request for Rehearing regarding property owned by Richard and Nancy Gould; Map/Lot: 416-023-000-000 in the Rural (RU) district at Route 3 North, Twin Mountain, NH 03595, has been **DENIED**, for the reasons / facts listed below, by vote of the Town of Carroll Zoning Board of Adjustment.

REASONS / FACTS SUPPORTING THE DENIAL:

1. The motion for rehearing did not identify anything illegal or unreasonable about the original decision on the Appeal of Administrative Decision nor did it state good reason to have a rehearing.
2. The ZBA reaffirmed the prior vote that Charmain Foti does not need to recuse himself from the application. Per the minutes of the March 18, 2021 ZBA meeting, it was stated in the public meeting that there is no conflict of interest with Mr. Foti being on the board for this application. It was also stated that this section of the Request for Rehearing is a restatement of facts that were already known to the ZBA.
3. The ZBA reaffirmed that section 302 of the Town of Carroll Zoning Ordinance applies to this lot, as it is a non-conforming lot of record. Thus, it is not subject to the frontage requirements described in Section 403.6 of the Ordinance.
4. The ZBA reaffirmed that the Planning Board has the authority to grant waivers from provisions in Planning Board documents such as subdivision regulations per NH RSA 674:36.
5. A motion was made to deny the request for rehearing based upon the lack of new information in the Request for Rehearing. The board voted 4-0 to deny the Request for a Rehearing.



Chairperson, Zoning Board of Adjustment
AARON FOTI

March 25, 2021

Date

Note: Per RSA 677:4 Any person aggrieved by any order or decision of the zoning board of adjustment may apply, by petition, to the superior court within 30 days after the date upon which the board voted to deny the motion for rehearing. The petition shall set forth that such decision or order is illegal or unreasonable, in whole or in part, and shall specify the grounds upon which the decision or order is claimed to be illegal or unreasonable. For purposes of this section, "person aggrieved" includes any party entitled to request a rehearing under RSA 677:2. See New Hampshire Revised Statutes Annotated, Chapter 677 for further details.