

**TOWN OF CARROLL
ZONING BOARD OF ADJUSTMENT
NOTICE OF DECISION – DENIED**

LOCATION/MAP & LOT

ROUTE 3 NORTH
CARROLL, NH 03595
408-002-001-000

APPLICANT:

VERTEX TOWER ASSETS, LLC
C/O PARISI LAW ASSOCIATES, P.C.
225 Dyer Street
Providence, RI 02903

YOU ARE HEREBY NOTIFIED THAT THE SPECIAL EXCEPTION APPLICATION OF VERTEX TOWER ASSETS, LLC, ROUTE 3 NORTH, CARROLL, NH 03595; Map/Lot: 408-002-001-000 FOR A SPECIAL EXCEPTION REGARDING ARTICLE IV, SECTION 403.1 AND ARTICLE VII, SECTION 701 OF THE ZONING ORDINANCE HAS BEEN ***DENIED***, FOR THE REASONS / FACTS LISTED BELOW, BY VOTE OF THE ZONING BOARD OF ADJUSTMENT.

REASONS / FACTS SUPPORTING THE DENIAL:

- 1. The ZBA agreed that the Applicant had sufficiently met all criteria for a Special Exception as listed in the Town of Carroll Ordinance Section 804.3.**
- 2. Section 701.4 of the Ordinance stipulates that two towers over 90 feet in height shall not be located within three miles of each other. The ZBA was presented with two Special Exception applications. Approval of both applications would conflict with this section of the Ordinance.**
- 3. The Ordinance requires all Wireless Telecommunications Facilities to obtain both a Special Use Permit from the Planning Board and a Special Exception from the ZBA. On November 12, 2020, the Planning Board denied the Applicant's Special Use Permit Application. Due to this requirement, the ZBA determined that it would be in conflict with the Ordinance to grant a Special Exception for this use to the Applicant as the Applicant had not met the requirement of obtaining a Special Use Permit.**
- 4. The board voted 3-1 to deny the application.**



Chairperson, Zoning Board of Adjustment
AARON FOTI

November 19, 2020

Date

Note: The selectmen, any party to the action, or any person directly affected has the right to appeal this decision. See New Hampshire Revised Statutes Annotated, Chapter 677 for details. The notice has been placed on file and made available for public inspection in the records of the ZBA on November 19, 2020. Copies of this notice have been distributed to the applicant, Planning Board, Board of Selectmen, Town Clerk, Code Enforcement Officer and other town officials as determined by the board.