

Hopkinton Zoning Board of Adjustment
Notice of Decision
April 6, 2010

Notice is hereby given that the Hopkinton Zoning Board of Adjustment held a hearing on Tuesday, April 6, 2010, at 7:00 PM in the Town Hall. During the hearing, the Board made the following decisions:

I. Applications.

Case #: ZO2010-03 Dudley Millikin Requests a Variance for an existing shed located within the rear and side setbacks and having less than the required setback between structures. The property is located at 2 Maple Street in the VB-1 district, Tax Map 101, Lot 10. The application was submitted in accordance with Section 4.3 and 4.4.1(a) of the Hopkinton Zoning Ordinance.

Motion made by Toni Gray, seconded by Daniel Rinden, to continue application #ZO2010-03 to the May 4, 2010 meeting, so to allow the Applicant an opportunity to discuss his proposal with the abutter. Motion carried unanimously (Brock, Gray, Koontz, Rinden and Perkins).

Case #: ZO2010-04 Paul & Heidi Martin Requests a Special Exception to operate a year-round barn shop (farm stand) selling goods and services derived from the property. The property is currently owned by Donald and Mildred Rice, located at 1392 Maple Street in the R-3 district, Tax Map 218, Lot 8 and 219, Lot 3. The application was submitted in accordance with Table of Uses 3.6.D.3 of the Hopkinton Zoning Ordinance.

Motion made by Toni Gray, seconded by Charles Koontz, to approve the application #ZO2010-04 as presented. Motion carried unanimously (Brock, Gray, Koontz, Rinden and Perkins). Applicant adequately addressed the standards set forth in paragraph 15.8.2 of the Zoning Ordinance.

II. Review of the Minutes and Decision of February 2, 2010 hearing.

Motion made by Toni Gray, seconded by Charles Koontz, to approve the Minutes and Decision of February 2, 2010 as submitted. Motion carried unanimously.

III. Public Hearing - The Zoning Board of Adjustment held a public hearing for the purpose of reviewing proposed amendments to Board's Rules of Procedure. The following amendments were adopted:

- Notice of Decisions The amendment changes the date in which written decisions will be made available for public inspection, so as to coincide with the new statutory requirement of five (5) business days after the decision is made. RSA 676:3.
- Minutes The amendment changes the date in which the Minutes of the meetings will be made available for public inspection so as to coincide with the new statutory requirement of five (5) business days after the public meeting.
- Motion for Rehearing The amendment requires all Motions for a Rehearing to be filed in accordance to NH RSA 21:35, and will not allow Motions for Rehearing to be accepted by electronic filing.

Karen L. Robertson
Planning/Zoning Director

Pursuant to New Hampshire RSA 677:2, any party to the action or proceedings, or any person directly affected thereby, may apply for a rehearing. Application, in writing, must be submitted to the Zoning Board of Adjustment within thirty (30) calendar days beginning the date upon which the Board voted to approve or disapprove the application. Such a request must set forth the grounds on which it is claimed the decision is unlawful or unreasonable. The Board must decide to grant or deny the rehearing within thirty (30) days.