

**HOPKINTON ZONING BOARD OF ADJUSTMENT**  
**NOTICE OF DECISION**  
**April 5, 2011**

*Notice is hereby given that the Hopkinton Zoning Board of Adjustment held a public hearing and meeting on Tuesday, April 5, 2011, at 7:00 PM in the Hopkinton Town Hall. During the hearing and meeting, the Board made the following decisions:*

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**I. Application(s).**

ZBA#2011-4 Robert J. Saunders and Kimberly A. R. Saunders Requests a Variance to allow approximately 11,000 square feet of wetland to be considered in the minimum size requirement of a lot to be created as a result of a subdivision of Lot 12, shown on Tax Map 240. The property is located at 2398 Hopkinton Road in the R-3 district. The application was submitted in accordance with Table of Uses 12.7.3 (b) of the Hopkinton Zoning Ordinance.

*With four members voting, all four voted in favor (Gray, Koontz, Perkins, and Krzyzaniak). The Board concluded that no fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property. The applicant successfully addressed the standards to be granted a Variance as set forth in section XV of the Hopkinton Zoning Ordinance.*

**II. Review of the Minutes and Decision of March 1, 2011 hearing.**

*Motion made by Charles Koontz, seconded by Toni Gray, to accept the Minutes and Notice of Decision of March 1, 2011 as presented. The Board unanimously agreed.*

**III. Other business to legally come before the meeting.**

Election of Officer(s) – *Motion made by Harold Perkins, seconded by Toni Gray, to re-elect Janet Krzyzaniak as chairperson. Motion carried unanimously (Gray, Koontz, Perkins, and Krzyzaniak).*

Zoning Board of Adjustment Fees – *Motion made by Harold Perkins, seconded by Toni Gray, to accept the revised application fees as proposed by the Planning Director with additional changes to the published notice fee from \$50.00 to \$75.00 and rehearing fee from \$50.00 to \$100.00. Motion carried unanimously. Zoning Board of Adjustment application fees:*

- *Variance--\$100.00*
- *Special Exception--\$100.00*
- *Equitable Waiver of Dimensional Requirements--\$100.00*
- *Appeal of Administrative Decision—\$50.00*
- *Owner, Applicant, Agent, Abutter Notification—\$5.00 (in all cases)*
- *Published Notice—\$75.00 (in all cases)*
- *Rehearing—\$100.00*

*Karen L. Robertson*  
*Planning/Zoning Director*

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Pursuant to New Hampshire RSA 677:2, any party to the action or proceedings, or any person directly affected thereby, may apply to the Zoning Board of Adjustment 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.