

TOWN OF HOLDERNESS
ZONING BOARD OF ADJUSTMENT

Case No: 481-06-06
NOTICE OF DECISION

The Holderness Zoning Board of Adjustment conducted a public hearing on July 11, 2023 to consider the following application:

Application as submitted by Joseph Wyatt and Judith Ruhm for a variance from Section 400.8.1.1 for a septic system within the 35' setback, and a variance from Section 400.8.2 for a septic tank within 75' of a domestic water supply and a leach field within 125' of a domestic water supply located at 9 Christian Lane, Tax Map 102-008-000.

The following action was taken at the meeting on July 11, 2023:

Motion: "To approve the request for variances from the setback requirements of a septic system to the 35' side setback, the 75' and 125' setbacks of a domestic water supply in order to replace the failed septic system as shown on the referenced plan.

FINDING OF FACTS: The application is not contrary to the public interest as it is replacing a failed system, the spirit of the ordinance is observed because the proposed location is the only place on the undersized lot to locate a new system, substantial justice is done since a new system is a better environmental situation, surrounding property values will not be diminished as a new system is a benefit versus a failed system and that the existing failed system needs to be replaced in order to occupy the existing dwelling.

Motion: E. MacLeish

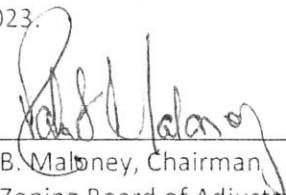
Second: B. Sweeney

Discussion: None

Motion Passes: 4-Yes 0-No

Discussion: No further discussion

Plans referenced: A Subsurface Sewage Disposal Plan prepared by David Cluff for Joe Wyatt, 263 Shepards Hill Road, Tax Map 102 Lot 8 dated 9-15-2023.



B. Maloney, Chairman
Zoning Board of Adjustment
July 12, 2023

Note: Any person affected has a right to appeal this decision. If you wish to appeal, you must act within thirty days of the date on which the Zoning Board of Adjustment made the decision noted above, with day one being the day following the date on which the Board took the vote. The necessary first step, before any appeal may be taken to the courts, is to apply to the Board of Adjustment for a rehearing. The motion for rehearing must set forth all the grounds on which you will base your appeal. See New Hampshire Revised Statutes Annotated, Chapter 677 for details.