Case No: 449-02-17
NOTICE OF DECISION

The Holderness Zoning Board of Adjustment conducted a public hearing on September 10, 2019 to consider the following application:

Case 449-02-17: Application submitted by the Squam Lakes Natural Science Center for property located at 23 Science Center Road identified at Tax Map 236-001-000 in the Commercial District, Town of Holderness, for a Variance to the degree necessary from Article 400.8.1.2 (Minimum Structure Setback from a Wetland).

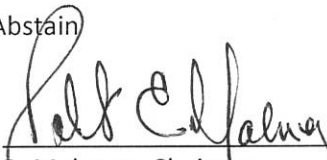The following action was taken at the meeting on March 10, 2020:

MOTION: "The application is mute because the Board has determined that this is not a structure requiring a variance as determined by our definition of a structure in the Holderness Zoning Ordinances."

>   Motion: E. MacLeish
>   Second: K. Fuller
>   Discussion included do they need a variance? (the Planning Board approved the plan with the condition that they get approval from the Zoning Board); is the cage a structure or a special exception? (the definition of a structure in the zoning ordinances include the language "anything constructed ... or using materials ... which requires location on the ground or attachment ... on the ground. Fences ... are excluded."); there is nothing in the ordinance that requires a variance because there is no exact footprint; after reviewing the ordinance and 400.8.2 and the definition of structures, no variance was needed.
>   Motion Passed: 4 – Yes, 0 – No, 1 – Absent, 0 – Abstain

R. Maloney, Chairman
Zoning Board of Adjustment
March 10, 2020

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 of this notice, tomorrow being day one. 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.