

Minutes of the Ashburnham Zoning Board of Appeals
April 13, 2011
7:30 PM

Present: David Perry, Chairman; Joseph Daigle, Mark Carlisle, and Rich Archer

Absent: Cheryl Anderson and Terry Girouard

Hearing 11-02 Deliberation
7:30 PM

1. Dave explains rules to all present (5)
2. David explains to Board his meeting with the Building Commissioner and explains the Building Commissioner's position.
 - A. Discussion on the difference between 1.33 and 1.34
3. Mark asks for clarification from David
 - A. None possible
4. Mark explains his thoughts, 1.33 Applies.
5. David further discusses his thoughts
6. David asks Rich for his opinion.
 - A. Answers that he feels 1.34 Applies
7. Mark speaks
8. David speaks
9. Mark Speaks
10. David addresses issue with Rich
11. Mark asks Joe his opinion
 - A. Answers he feels 1.34 does not apply
12. Joe makes motion that the Board make a finding that both 1.33 & 1.34 applies in this case
 - A. Seconded by Mark
 - B. Discussion
 - C. David asks if hearing closure has any bearing on 1.34
 - D. Discussion:
 - Joe states we always try to find any possible relief for each appellant. Therefore researching 1.34 is certainly within our usual scope.
 - E. VOTE: Unanimous of those present that both 1.33 and 1.34 Apply (4)
13. Discussion on merits of both sections
14. Mark speaks to the abandonment of the garage and use as a resident.
15. David speaks to the ability of the Town Counsel to defend the Town against a possible lawsuit.
16. Mark Makes motion to deny the Special Permit
 - A. Seconded by Rich

- B. VOTE: Unanimous of those present to deny (4) the Special Permit
17. David explains decision and appeal process to Appellants
 18. Mark Speaks
 19. Ms. Marcella Braks speaks
 20. Further Discussion = Extensive!
 21. Meeting Adjourned @ 8:30 PM

Respectfully submitted,

Joseph B. Daigle

Respectfully submitted,
Joseph B. Daigle,
Clerk