

**LEGAL NOTICE
BOARD OF ADJUSTMENT
PORTSMOUTH, NEW HAMPSHIRE**

NOTICE IS HEREBY GIVEN that the Board of Adjustment will hold Public Hearings on Old Business and the following new petitions on **Tuesday, October 16, 2018 at 7:00 p.m** in the Eileen Dondero Foley Council Chambers, Municipal Complex, 1 Junkins Avenue, Portsmouth, New Hampshire:

Old Business

Case 9-1. Petition of James C. Lucy Revocable Trust, James C. & Kimberley A. Lucy, Trustees for property located at **127 & 137 High Street** wherein relief is required from the Zoning Ordinance to change a section to office use, add a second floor rear addition and construct a single-family home. This petition was postponed at the September 18, 2018 Meeting and amended by the following additional relief: d) *2,416± s.f. lot area per dwelling unit where 3,000 s.f. per dwelling unit is required. Except as amended, the petition is carried forward as previously advertised.* Said property is shown on Assessor Plan 118, Lots 20 and 21 and lies within Character District 4-L1 and the Downtown Overlay District.

Note: Additional petitions that were postponed at the September 18, 2018 meeting but have remain unchanged will be heard as originally advertised.

New Business

1) Case 10-1. Petition of Sandra L. and James Pantelakos for property located at **5 Meadow Road** wherein relief is required from the Zoning Ordinance for an above-ground pool with decking including the following variance from Section 10.521: a) to allow 30%± building coverage where 20% is the maximum allowed. Said property is shown on Assessor Plan 236, Lot 79 and lies within the Single Residence B District.

2) Case 10-2. Petition of Strawberry Banke Inc. for property located **off Marcy Street** wherein relief is required from the Zoning Ordinance for a 4'± x 4'± freestanding sign including the following variances: a) from Section 10.1243 to allow more than one freestanding sign on a lot; b) from Section 10.1253.10 to allow a freestanding sign 8'± in height where 7' is the maximum height allowed; and c) to allow a 1'± setback where 5' is the minimum setback required. Said property is shown on Assessor Plan 104, Lot 7 and lies within the Mixed Residential Office District.

3) Case 10-3. Petition of Frank Cavalieri et al for property located at **179 Woodbury Avenue** wherein relief is required from the Zoning Ordinance for a lot line revision including the following variances from Section 10.521: a) lot area and lot area per dwelling unit of 5,467 where 7,500 s.f. is required; and b) 59.58' of street frontage where 100' is the minimum required. Said property is shown on Assessor Plan 162, Lot 57 and lies with the General Residence A District.

4) Case 10-4. Petition of Richard J. Solito and Myrinda A. Williams for property located at **2 Stark Street** wherein relief is required from the Zoning Ordinance to install an 8'± tall side yard fence and a 7'± x 24'± front farmers porch including the following variances: a) from Section 10.521 to allow a 0'± left side yard where 10' is required; b) from Section 10.521 to allow a 6'± front yard where 15' is required; and c) to allow a nonconforming building or structure to be extended, reconstructed or enlarged without conforming to the requirements of the ordinance. Said property is shown on Assessor Plan 161, Lot 41 and lies within the General Residence A District.

5) Case 10-5. Petition of Aaron J. Grueter and Jill Ann Sullivan Grueter for property located at **69 New Castle Avenue** wherein relief is required from the Zoning Ordinance for a 72± s.f. rear addition including the following variances: a) from Section 10.521 to allow 38%± building coverage where 30% is the maximum allowed and b) from Section 10.321 to allow a nonconforming building or structure to be extended, reconstructed or enlarged without conforming to the requirements of the Ordinance. Said property is shown on Assessor Plan 101, Lot 49 and lies within the General Residence B District.

Juliet T.H. Walker
Planning Director