



# Town of Merrimack, New Hampshire

Community Development Department  
6 Baboosic Lake Road  
Town Hall - Lower level - East Wing

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Planning - Zoning - Economic Development - Conservation

## MERRIMACK ZONING BOARD OF ADJUSTMENT AGENDA FOR WEDNESDAY, APRIL 27, 2016 MATTHEW THORNTON ROOM

*(clicking on a link in **blue text** will display the staff report for the selected application, clicking a link in **green text** will display a Google Map photo of the site location)*

**PLEASE TAKE NOTICE THAT**, in accordance with the provisions of NH RSA 676:7, a Public Hearing will be held by the Zoning Board of Adjustment of the Town of Merrimack, in the Matthew Thornton Room on the second floor of the West Wing of Town Hall (former courtroom), at 8 Baboosic Lake Road, on Wednesday, April 27, 2016 at 7:00 P.M. to consider the petitions described in the agenda below.

- 1. Call to Order.**
- 2. Roll Call.**
- 3. Bernstein, Shur, Sawyer & Nelson, PA. (petitioner) and 427 DW Highway, LLC. (owner) – [Variance under Section 3.02 to permit the creation of a third dwelling unit in an existing detached garage on a property with 15,200 square feet whereas 120,000 square feet is required.](#) The parcel is located at 427 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly and Town Center Overlay Districts. [Tax Map 5D-4, Lot 76.](#) Case #2016-011. **This agenda item is continued from the February 24, 2016 and March 30, 2016 meetings.****
- 4. 17 Outlets, LLC. (petitioner/owner) – [Variance under Section 2.02.4 of the Zoning Ordinance to permit a retail use in an Industrial-2 \(I-2\) District.](#) The parcel is located at 17 Premium Outlets Boulevard in the I-2 (Industrial), and Aquifer Conservation Districts, and Wellhead Protection Area. [Tax Map 3C, Lot 191-03.](#) Case # 2016-18.**
- 5. Jessica Lott (petitioner) and Timothy Lott (owner) – [Variance under Section 3.02 of the Zoning Ordinance to permit the construction of an enclosed porch within 23.50 feet of the front property line whereas 30 feet is required.](#) The parcel is located at 17 Miriam Road in the R (Residential) District. [Tax Map 6A-2, Lot 042.](#) Case # 2016-19.**
- 6. Joshua Naughton, Trustee (applicant) for 53 Pearson Street Realty Trust (owner) – [Equitable Waiver of Dimensional Requirements under Section 2.02.7\(A\)\(4\) of the Zoning Ordinance to permit a 4 foot encroachment of front stairs and porch in the 40 foot wetland setback.](#) The parcel is located at 53 Pearson Road in the R (Residential) and Wetlands Conservation Districts. [Tax Map 7D, Lot 011-01.](#) Case # 2016-20.**
- 7. Discussion/possible action regarding other items of concern.**
- 8. Approval of Minutes – March 30, 2016.**
- 9. Adjourn.**

Copies of application materials are available at the Merrimack Community Development Department Office in Merrimack Town Hall for review by the general public between the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday. It is the policy of the Board not to take up any new business after 10:00 P.M. and to adjourn by 10:30 P.M.

(Posted to Website: 04/20/2016)