



# Town of Merrimack, New Hampshire

Community Development Department  
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Town Hall - Lower level - East Wing

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Planning - Zoning - Economic Development - Conservation

## MERRIMACK ZONING BOARD OF ADJUSTMENT AGENDA FOR WEDNESDAY, APRIL 26, 2023 MATTHEW THORNTON ROOM 6:30 P.M.

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, at 8 Baboosic Lake Road, on Wednesday, April 26, 2023 at 6:30 P.M. to consider the petitions described in the agenda below.

(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)

1. Call to Order
2. Roll Call
3. **526 DW, LLC (petitioner/owner)** – [Variance under Section 17.07.3 of the Zoning Ordinance to permit a billboard sign to be erected in the \(C-2\) General Commercial District.](#) The parcel is located at 526 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly Housing Overlay Districts and the Wellhead Protection Area. [Tax Map 5D-2 Lot 001](#). Case # ZBA 2023-11. *This item is continued from the March 29, 2023 meeting.*
4. **526 DW, LLC (petitioner/owner)** – [Variance under Section 17.10.3 of the Zoning Ordinance to permit a second ground sign \(520.8 square foot billboard sign\) to be erected with less than 300 feet of contiguous frontage along the same right-of-way.](#) The parcel is located at 526 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly Housing Overlay Districts and the Wellhead Protection Area. [Tax Map 5D-2 Lot 001](#). Case # ZBA 2023-15.
5. **526 DW, LLC (petitioner/owner)** – [Variance under Section 17.11 of the Zoning Ordinance to permit a sign devoted to off-premise advertising where a sign advertising the on premise uses already exists.](#) The parcel is located at 526 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly Housing Overlay Districts and the Wellhead Protection Area. [Tax Map 5D-2 Lot 001](#). Case # ZBA 2023-16.
6. **526 DW, LLC (petitioner/owner)** – [Variance under Section 2.02.7 \(A\) \(6\) of the Zoning Ordinance to permit the placement of a structure \(two sign posts\) to be located 28.2 feet and 33 feet from a wetlands boundary whereas 40 feet is required.](#) The parcel is located at 526 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly Housing Overlay Districts and the Wellhead Protection Area. [Tax Map 5D-2 Lot 001](#). Case # ZBA 2023-12. *This item is continued from the March 29, 2023 meeting.*
7. **526 DW, LLC (petitioner/owner)** – [Variance under Section 17.10.3 \(b\) of the Zoning Ordinance to permit placement of a ground sign to be setback 3 feet from the edge of a public right-of-way whereas a 20 foot setback is required.](#) The parcel is located at 526 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly Housing Overlay Districts and the Wellhead Protection Area. [Tax Map 5D-2 Lot 001](#). Case # ZBA 2023-13. *This item is continued from the March 29, 2023 meeting.*

8. **526 DW, LLC (petitioner/owner) – [Variance under Section 17.10.3 of the Zoning Ordinance to permit a ground sign with a maximum area greater than 100 square feet and visible from the F.E. Everett Turnpike in an area with a posted speed limit of 65 miles per hour.](#)** The parcel is located at 526 Daniel Webster Highway in the C-2 (General Commercial), Aquifer Conservation, Elderly Housing Overlay Districts and the Wellhead Protection Area. [Tax Map 5D-2 Lot 001](#). Case # ZBA 2023-14. *This item is continued from the March 29, 2023 meeting.*

9. **Discussion/possible action regarding other items of concern**

10. **Approval of Minutes – March 29, 2023**

11. **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: 4/21/2023