



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
AMENDED AGENDA FOR WEDNESDAY, SEPTEMBER 27, 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, September 27, 2023 at 6:30 P.M. to consider the petitions described in the agenda below.

- 1. Call to Order**
- 2. The Lobster Boat Restaurant (petitioner) and Janet Johnston & John Thistle (owners) –** Variance under Section 17.05.31 of the Zoning Ordinance to permit a mural to not be categorized as a sign as defined in the Zoning Ordinance. The parcel is located at 453 Daniel Webster Highway in the C-1 (Limited Commercial), Aquifer Conservation, Elderly Housing Overlay, and Town Center Overlay Districts. Tax Map 5D-4, Lot 71. Case # ZBA 2023-28.
- 3. Kerry Pillsbury (petitioner/owner) –** Variance under Section 3.02 of the Zoning Ordinance to permit construction of a two car garage 7 feet from the side property line whereas 20 feet is required. The parcel is located at 269 Baboosic Lake Road in the R-3 (Residential, by soils) District. Tax Map 6A Lot 18–1. Case # ZBA 2023-29.
- 4. Fieldstone Land Consultants, PLLC (petitioner) and Dougherty Zibolis, LLC (owner) –** Variance under Section 2.02.3 (B) of the Zoning Ordinance to permit a warehousing use in the C-2 (General Commercial) District. The parcel is located at 101 Herrick Street in the C-2 (General Commercial), I-1 (Industrial), and Aquifer Conservation Districts. Tax Map 3D-2, Lot 20. Case # ZBA 2023-30.
- 5. Fieldstone Land Consultants, PLLC (petitioner) and Dougherty Zibolis, LLC (owner) –** Variance under Section 3.02 (Note 6) of the Zoning Ordinance to permit the drive aisle portion of a parking area to be 10 feet from the Daniel Webster Highway whereas 20 feet is required. The parcel is located at 101 Herrick Street in the C-2 (General Commercial), I-1 (Industrial), and Aquifer Conservation Districts. Tax Map 3D-2, Lot 20. Case # ZBA 2023-31.
- 6. Request for Re-Hearing regarding Case # ZBA 2023-27, John Flatley Company.**
- 7. Discussion/possible action regarding other items of concern**
- 8. Approval of Minutes — August 30, 2023**
- 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 9/15/2023**