

BOARD OF ADJUSTMENT

-Rye, New Hampshire-

NOTICE OF DECISION

Applicant/Owner: Ben Stout of Bayberry & Company for Marvin Family Revocable Trust

Property: 80 Locke Road, Tax Map 8, Lot 34
Property is in the Single Residence and Coastal Overlay Districts

Application case: Cases #34-2022

Date of decision: 09-7-2022

Decision: The Board voted 5-0 to grant variances from the following section of the Rye Zoning Ordinance as written and presented.

- §190-3.1.H.2 (a) & (g)

The variance was granted with the following conditions from the Rye Conservation April 8, 2021, letter:

1. The planting areas along the lawn edge are planted to a minimum depth of 10'.
2. No machinery is used in the wetland and machinery is used minimally within in the wetland buffer.
3. The entire driveway is constructed of pervious materials as determined by the DPW.
4. Installation of the permeable asphalt is documented and submitted upon completion and remains permeable throughout the life of driveway.
5. The plantings have a survival rate of 85% or better after one year.
6. The Building Inspector or his agent may revisit the project upon completion to assess its survival and compliance.


Shawn Crapo, Chair

Note: This decision is subject to motions for rehearing which may be filed within 30 days of the above date of decision by any person directly affected by it including any party to the action, abutters and the Rye Board of Selectmen; see *Article VII, Section 703 of the Town of Rye Zoning Ordinance*. Any work commenced prior to the expiration of the 30 day rehearing / appeal period is done so at the risk of the applicant. If a rehearing is requested, a cease and desist order may be issued until the Board of Adjustment has had an opportunity to act on the rehearing request.