

BOARD OF ADJUSTMENT

-Rye, New Hampshire-

NOTICE OF DECISION

Applicant/Owner: Porter Family Trust

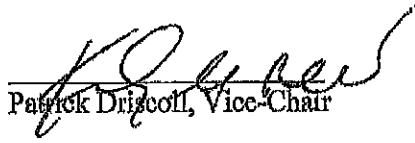
Property: 5 Parkridge Ave, Tax Map 17.3, Lot 18
Property is in the General Residence District and Coastal Overlay Districts

Application case: Case #37a-2023

Date of decision: August 2, 2023

Decision: The Board voted 5-0-0 to grant an Equitable Waiver of Dimensional Requirements from the following section of the Rye Zoning Ordinance because it was a violation due to bad faith; there was a substitution of joist; the cost far outweighs; not a nuisance and the height is along with the height of neighbors. It was a mistake and the cost to remedy far outweighs the benefit of removing 4".

- §190-3 4.D for height where 28.4' exists, 28.4' is proposed and 28' is allowed.


Patrick Driscoll, Vice-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.