

CONWAY ZONING BOARD  
OF ADJUSTMENT

MINUTES

NOVEMBER 28, 2007

A meeting of the Conway Zoning Board of Adjustment was held on Wednesday, November 28, 2007 at the Conway Town Office in Center Conway, NH, beginning at 7:30 pm. Those present were: Chair, Phyllis Sherman; Andrew Chalmers; Cynthia Briggs; Planning Director, Thomas Irving; and Planning Assistant, Holly Meserve.

**APPOINTMENT OF ALTERNATE MEMBER**

Ms. Sherman appointed Ms. Briggs as a voting member.

**PUBLIC HEARINGS**

A public hearing was opened at 7:30 pm to consider a **VARIANCE** requested by **THE ESTATE OF EUGENE HUSSEY/JUSTIN HUSSEY** in regard to §147.13.14.3.1 of the Conway Zoning Ordinance to allow to construct a meter pit and meter station and allow underground pipes and conduits within the floodway off Valley View Road, North Conway (PID 231-139.03). Notice was published in the Conway Daily Sun and certified notices were mailed to abutters on Tuesday, November 20, 2007.

Shawn Bergeron of Bergeron Technical Services and John Pendleton of Dwyer, Donovan & Pendleton, Council for Pennichuck appeared before the Board. Ms. Sherman stated since she would have to step down there would not be a quorum to act on the applications, therefore, the applications would have to be continued.

Ms. Briggs stated that she is a member of the Upper Valley Land Trust Committee who is speaking with Justin Hussey, but this issue does not affect these applications. Ms. Briggs stated if someone does have a problem with this, then she would recuse herself.

Mr. Bergeron stated that there are four applications. Ms Sherman stated that the Board would continue all four applications to December 5, 2007.

**Mr. Chalmers made a motion, seconded by Ms. Briggs, to continue the Variance requested by The Estate of Eugene Hussey/Justin Hussey until December 5, 2007 at 7:30 pm. Motion unanimously carried.**

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**ADOPTED: December 5, 2007 – As Written**  
**CONWAY ZONING BOARD OF ADJUSTMENT – NOVEMBER 28, 2007**

A public hearing was opened at 7:30 pm to consider a **SPECIAL EXCEPTION** requested by **THE ESTATE OF EUGENE HUSSEY/JUSTIN HUSSEY** in regard to §147.13.14.3.4 of the Conway Zoning Ordinance to allow underground pipes and conduits within the floodway off Valley View Road, North Conway (PID 231-139.03). Notice was published in the Conway Daily Sun and certified notices were mailed to abutters on Tuesday, November 20, 2007.

Shawn Bergeron of Bergeron Technical Services and John Pendleton of Dwyer, Donovan & Pendleton, Council for Pennichuck appeared before the Board. **Mr. Chalmers made a motion, seconded by Ms. Briggs, to continue the Special Exception requested by The Estate of Eugene Hussey/Justin Hussey until December 5, 2007 at 7:30 pm. Motion unanimously carried.**

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A public hearing was opened at 7:30 pm to consider a **SPECIAL EXCEPTION** requested by **THE ESTATE OF EUGENE HUSSEY/JUSTIN HUSSEY** in regard to §147.13.14.3.4 of the Conway Zoning Ordinance to allow underground pipes and conduits within the floodplain off West Side Road, North Conway (PID 231-147). Notice was published in the Conway Daily Sun and certified notices were mailed to abutters on Tuesday, November 20, 2007.

Shawn Bergeron of Bergeron Technical Services and John Pendleton of Dwyer, Donovan & Pendleton, Council for Pennichuck appeared before the Board. **Mr. Chalmers made a motion, seconded by Ms. Briggs, to continue the Special Exception requested by The Estate of Eugene Hussey/Justin Hussey until December 5, 2007 at 7:30 pm. Motion unanimously carried.**

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A public hearing was opened at 7:30 pm to consider a **VARIANCE** requested by **BRIAN AND ALYSSA HUSSEY** in regard to §147.13.14.3.1 of the Conway Zoning Ordinance to allow two wells within the floodway off West Side Road, North Conway (PID 231-106). Notice was published in the Conway Daily Sun and certified notices were mailed to abutters on Tuesday, November 20, 2007.

Shawn Bergeron of Bergeron Technical Services and John Pendleton of Dwyer, Donovan & Pendleton, Council for Pennichuck appeared before the Board. **Mr. Chalmers made a motion, seconded by Ms. Briggs, to continue the Variance requested by Brian and Alyssa Hussey until December 5, 2007 at 7:30 pm. Motion unanimously carried.**

Meeting adjourned at 7:45 pm.

Respectfully submitted,

Holly L. Meserve  
Planning Assistant