

**EPSOM ZONING BOARD OF ADJUSTMENT
1598 DOVER ROAD
EPSOM, NEW HAMPSHIRE 03234**

August 17, 2023

Kirsten Allen, Esq.
353 Central Ave, Suite 200
Dover, NH 03821

Re: Case 2023-05 (Norton – Var. & SE), Motion for Re-Hearing

Dear Attorney Allen:

The Epsom Board of Adjustment reviewed your July 21, 2023 motion for a rehearing on behalf of John Norton (applicant) at our meeting held on August 16, 2023 and did not find sufficient evidence to justify granting a rehearing of the variance denial. However, due to various factors, including the applicant's submission of the wrong type of appeal based on a misunderstanding with Town employees, public hearing notification not reaching the applicant by certified mail and the applicant's absence at the public hearing, the Board voted to suspend its decision on the rehearing as allowed by NH RSA 677:3, II.

The Board further agreed that if the applicant wished to pursue his case, he should submit a new administrative appeal application with fees in support of pre-existing use of the property as a short term rental. In the event the Board denies the administrative appeal through finality, the applicant will then be given the opportunity to rehear the variance denial. The new motion for a rehearing of the variance denial must be received within 30 days of the denial of the administrative appeal. The Board will then decide if a rehearing is warranted for the variance denial based on the new motion within 30 days of receipt of that motion.

If you have any questions on this matter, you may reach me at 603-545-1175.

Respectfully,



Glenn Horner, Chair
Board of Adjustment

GAH/gah

cc: John and Maria Norton, 69 Champlin Ridge Road, Rochester, NH 03867
Justin Guth, Zoning Compliance Officer
File Case 2023-05 (Norton – Var & SE)