



BUILDING, ZONING & LICENSING SERVICES
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**ZONING BOARD OF ADJUSTMENT
NOTICE OF DECISION
Case No 2014-16**

September 11, 2014

2014-16 Application by Luke Rivais for a variance for relief of setbacks according to 42.19, Table A, of the City's Zoning Ordinance to permit the side and rear setbacks to be closer than allowed.

Location: 10 McDuffe Street
Map 115 Lot 63 Residential 1 Zone

The above Variance was **Approved** as presented at the Zoning Board of Adjustment's September 10, 2014 meeting with the following criteria:

- The variance will not be contrary to the public interest because: it will not negatively impact health and the general welfare
- The spirit of the ordinance is observed because: it will not negatively impact health and the general welfare
- Substantial justice is done because, if granted, the benefit to this individual applicant, outweighs any harm to the community as a whole.
- The value of surrounding properties will not be diminished because: it will not generate levels of noise, light, activity or traffic that are significantly different from that which currently exists.

Ralph Torr, Chair
Rochester Board of Adjustment

It is the applicant's responsibility to obtain any applicable permits from local, state, and federal agencies. Contact the Department of Building, Zoning and Licensing Services at 332-3508 ext. 1, to apply for any necessary permits and certificates. Any work completed within the thirty (30) day appeal period, explained below, is at your risk.

Note: Any person affected has a right to appeal this decision. A request for a rehearing is the first step of an appeal. The request must be submitted to the Department of Building, Zoning and Licensing within **thirty (30) days** (calendar days starting the day after the decision is made). If a rehearing is not granted, the next step is to appeal to Superior Court within thirty (30) days. If a rehearing IS granted, it is the responsibility of the original applicant to present the case to the Zoning Board, with the same obligations and following the same procedure used when the case was first heard.

cc: Luke Rivais
Assessing
File