

# City of Rochester, New Hampshire

Department of Building, Zoning and Licensing Services 31 Wakefield Street \* Rochester, NH 03867 (603) 332-3508

### **Variance Application**

	DO NOT WRITE IN THIS SPACE
TO: BOARD OF ADJUSTMENT DE GE VE	CASE NO. 2018-010
JUN 19 2018	DATE FILED 1918
By milie frely	ZONING BOARD CLERK
Applicant: KAREN + DEAN LIBERSKY	
E-mail: ALLDOOR 1 @ MYFARFOINT. NET Phone:	403-978-7557
Applicant Address: 514 PORTLAND S. ROCHEST	FR, NH 03867
Property Owner: KAREN + DEAN LIBERSK	γ
Property Owner Address: 514 PORTLAND ST. K	,
Variance Address: 514 PORTZAND ST. ROCHE	STER, NH 03867
Map Lot and Block No: 111 Lot 47 PLOCK	
Description of Property: 10.6 ACRES SET BACK	668' OFF PORTLAND ST.
Proposed use or existing use affected: EQUIPMENT STO	PAGE
The undersigned hereby requests a variance to the terms of Article 12 terms be waived to permit 24 x 36 METAL BUILD I	
EQUIPMENT STORAGE.	······································
The undersigned alleges that the following circumstances exist which land under the strict terms of the Zoning Ordinance and thus constitutions.  Signed:	

# Request of waiver of requirement to have a Certified Plot Plan for Case # 2018 -\_\_\_\_

I request a waiver of the requirement to have a certified plot plan for the following reasons:

•	There are no objections from any abutter, <u>and:</u>
•	Based on the information provided, the distance into the setback will not create any problems to the abutting property because: FROPERTY ABUTTS FRATURE & WOOD LANDS ON 3 SIDES
	ON 4th SIDE IS TREES FENCE ABUTTING BACK YARDS,
•	The property is described in its deed as being bounded, on the side for which relief is requested by a natural feature like a: (stone wall/ row of large trees/roadway, etc.  ROADWAYS AND ABUTTING PROPERTIES AND
	OLD RAILROAD BED.
•	The request for relief from the setback required is modest enough that the probability of a surveying error large enough to make a material difference is remote. (Yes) No
•	Information provided is based upon other surveyed parcels in the immediate vicinity and is consistent with the tax map information, so the probability of a surveying error large enough to make a material difference is remote.
•	The request for relief from the setback required is in a direction where any impact on the abutter is small or nonexistent and, should a large surveying error be found in the future, there is adequate land area to correct the problem through a lot-line adjustment. (PS) No
•	Any other applicable information: REQUESTING VARIANCE FOR
	24 x 36 METAL BUILDING TO HOUSE EGUIPMENT TO
	MAINTAIN PROPERTY.

<sup>\*</sup>Check with Building Zoning & Licensing Services to see if it is necessary to fill out this form\*

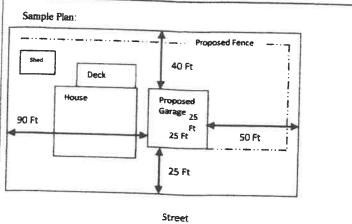
### Variance Criteria

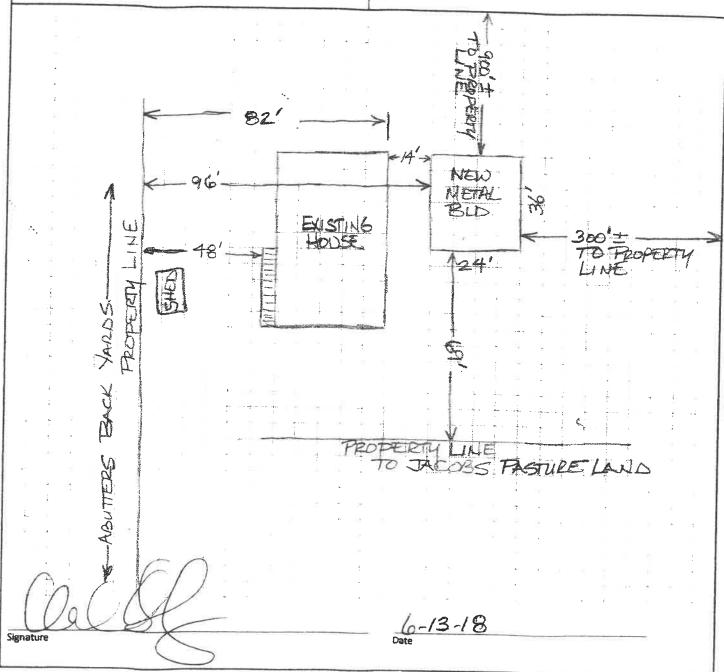
1) Granting the variance would not be contrary to the public interest because:  SHELTER LOCATION DOES NOT ALTER THE CHARACTES OF THE NEIGHBORHOOD. NOR DOES IT THREATEN HEALTH, SAFETY, OR WELFARE.
2) If the variance were granted, the spirit of the ordinance would be observed because:  SHELTER WOULD HOUSE EQUIPMENT SO OLD  EXISTING SHELTER CAN BE DELETED.
3) Granting the variance would do substantial justice because:  ABUTTERS PROPERTY WOULD NOT RE DIMINISHED.
4.) If the variance were granted, the values of the surrounding properties would not be diminished because:  STRUCTURE IS LOCATED SO NOT TO BE OFFENSIVE  TO NEIBBRHOOD.
5.) Unnecessary Hardship:  a. Owning to special conditions of the property that distinguish it from other properties in the area, denial of the variance would result in an unnecessary hardship because:  i. No fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property because:  AGRICULTURAL EQUIPMENT NEEDS TO STOKE EQUIPMENT  FOR REASONABLE USE OF PROPERTY.
And: ii. The proposed use is a reasonable one because: SHELTERS EQUIPMENT NEED FOR YEAR ROUND MAINTENANCE, NEED TO MAINTAIN DIRT ROAD COMING OFF PORTLAND ST 669
b. Explain how, if the criteria in subparagraph (A) are not established, an unnecessary hardship will be deemed to exist if, and only if, owning to the special conditions of the property that distinguish it from other properties in the area, the property cannot be reasonably used in the strict conformance with the ordinance, and a variance is therefore necessary to enable reasonable use of it.  TROPERTY HAS A LOT OF AREA TO MAINTAIN.  LOT OF AREA TO MAINTAIN.  LOT OF AREA TO MAINTAIN.  EQUIPMENT NEED FOR SUCH PURPOSES.

## Site Plan

### instructions:

- 1) Show the Property lines and road(s).
- 2) Show the proposed Structure and all existing structures.
- Show the Measurements from the proposed structure to all lot lines, measure straight through existing structures if needed.
- 4) Include the dimensions of the proposed structure.
- 5) If installing a fence show the location.







### 42.5 Residential Zoning Districts

a. General Terms. The uses permitted by right, conditionally, or by special exception are displayed in TABLE 18-A Residential Uses. Dimensional regulations are displayed in TABLE 19-A Dimensional Standards - Residential Districts. Other applicable requirements for development within any residential zoning district are presented throughout this chapter.

### b. General Development Standards.

The following standards apply to all property in the "R" Districts:

### 1. Driveways.

<u>Driveway Location</u>. Where site plan or subdivision review is required, the location of the driveway will be determined by the Planning Board during their review and after input from the Department of Public Works. If the location of any driveway needs to be modified during the permitting process for the driveway, the applicant shall notify the Planning Department. If the modification is determined to be minor by the Chief planner, it shall be approved administratively without the need to go back to the Planning Board.

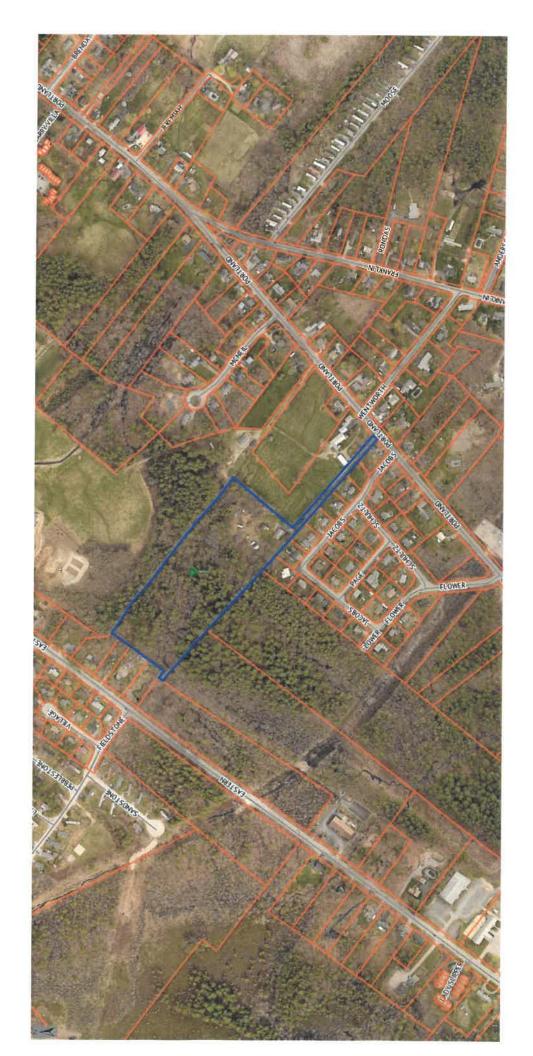
### 2. Parking areas.

- A. <u>Side and Rear Setbacks</u>. Parking areas/parking lots shall not be located in front setback areas (see definition in Section 42.2), nor forward of the front façade except for parking situated within clearly defined driveways. Parking areas/parking lots shall be located in the side or rear.
- B. <u>Screening from the Street</u>. All parking areas/parking lots except for parking situated within clearly defined driveways for all uses other than single or two family dwellings shall be fully screened from the street unless it is located in rear setbacks.
- C. <u>Screening from Abutters</u>. All parking areas/parking lots except for parking situated within clearly defined driveways for all uses other than single or two family dwellings shall be fully screened from abutting properties.
- D. <u>Off Street or Designated Spaces</u>. All parking must be situated off street, outside of the public right of way, except for parking in marked and designated on street parking lanes/spaces.

### 3. Garages and outbuildings

- A. No part of any freestanding or attached garage or other outbuilding shall be located in the front setback (see definition for "Setback, Front" in Section 42.2).
- B. No freestanding garage or other outbuilding/structure which exceeds 200 square feet may be made of prefabricated metal or undressed poured concrete (except for foundations).

# 514 Portland St



246,200								Udirlot	A Properties Inc.	USER DEFINED	Prior td # 1:	Prior ld #2:	Prior id # 3;	1	Drive In # 2.	Drive 12 # 2:	+	-	ASR Man	Fact Dist:	Rayal Diet	Vasir.	and Boacon.	BidBoacon.	MIN SOOM.				-	THERESA							_		Use Value Notes	45,000 23,700	
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0000	ГОТ			101			Total Card	Total Parcel	Source	PREVIOU	cc: Y	2017			2014 101	•		. ]	SAIFSIN		Built about			WALLACE ALBERT		Com. Int	BUILDING	Date	Descrin 11/30/2004 1607	SEPTIC //9/2002	CITY WATER	NONE		ובאכו	LEVEL	MEDITIM	WIEDLOW	ī	ad i ype	PRIMARY A SITE EXCESS ACEXCESS	that the state of
0047	BLOCK		Direction/Street/City	PORTLAND ST, ROCHESTER	Unit#:	Z.		ET			Cntry Own Occ: Y	Type:		N & KAREN -		ST		Cutry		I NOW	NTEMPODADV Building	NI Exterior and ASPH SF	Baths, 0 HalfBaths, 2 3/4			Amount			S them Code	100 U 0	1	4	Exmpt	Tono 1	1000	Traffic 4		/ th	No or Units PriceUnits U	-	ts due
0111	MAP	FR	Alt No	514 POF	OWNERSHIP	Owner 1: LIBERSKY KAREN	Owner 2:	Chroat 1: 514 DORTI AND ST	Street 2:	Twn/City: ROCHESTER	St/Prov: NH	Postal: 03867-2447	PREVIOUS OWNER	Owner 1: LIBERSKY DEA	Owner 2: -	Street 1: 514 PORTLAND ST	Twn/City: ROCHESTER	St/Prov: NH	POStal: U3007-2447	This Barrol contains 10 6 AC of land mainly classified as	CINCI E EAM with a (a) CO	1976 Having Primarily VINYL Exterior and ASPH SHINGLE	Roof Cover. with 1 Units. 1 Baths. 0 HalfBaths. 2 3/4 Baths. 7	Rooms Total, and 4 Bdrms.	OTHER ASSESSMEN	Code Descrip/No			Hom Code Descin	R1 RE		c	Census:		2	w +	I AND CENTION (Elec-	CUC	Fact	101 SINGLE FAM 101 SINGLE FAM	

Database: AssessPro Total SF/SM: 461736.03 Parcel LUC: 101 SINGLE FAM Prime NB Desc RESIDENTIAL Disclaimer: This Information is believed to be correct but is subject to change and is not warranteed. Total AC/HA: 10.60000

Total: 68,660 Spl Credit Total: 68,700 iulia

2018