

Effingham Zoning Board of Adjustment Meeting Minutes July 21, 2014

5 Present: Jory Augenti, Mike Cahalane, Jim Pittman, Fran Marchand
Absent: Paul Bartoswicz, Tim White
Guests: Leslie and Louis Grasso, Henry Spencer (Selectman), Rebecca Boyden (Code
Enforcement Officer)
Minutes prepared by Barbara Thompson

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The meeting was called to order at 7:02 pm.

Public Hearing 7:00 PM

Case #074

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Leslie & Louis Grasso Application for Variance Tax Map 107, Lot 3

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Jim appointed Fran to fill in the vacant seat of Tim White. Both Tim and Paul were absent due to medical reasons.

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Jim explained to Mr. & Mrs. Grasso the circumstances of not having a complete board and how it could affect the decision process in their case. By state statute there needs to be three yes votes for a positive decision on all 5 criteria. Without a full board present, Mr. and Mrs. Grasso run the risk of having their application denied. Henry further explained that if this were the case, they could appeal but it would not be just to have a rehearing with a full board. It would require new information to warrant an appeal. Otherwise they would have to go to court to appeal the decision of the ZBA.

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Mrs. Grasso asked if an appeal would require a new application with all the necessary notices and she was told this was so. She explained they could not afford to re-apply and asked to continue the hearing until a full board can be present. She further stipulated that a Sunday or Monday would be best because they work during the week and on Saturdays. The board, COE and Selectman will determine a date that is the best possible alternative for everyone and let Mr. & Mrs. Grasso know.

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Jory moved and Fran seconded to continue the hearing until such time as a full board can convene with a mutually workable date for Mr. & Mrs. Grasso. The motion passed and the hearing was continued at 7:17 pm.

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These minutes are considered draft until approved at a future regular meeting of the ZBA. Any changes or corrections will be noted in the next meeting minutes.