

**Zoning Board of Adjustment  
Wednesday January 21, 2009  
7pm Town Hall  
Approved Minutes**

**Members Present:** Doreen Connor, Chair; Bob Stamps; Jeff Connor; Gigi Laberge, Alternate; and Rick Patenaude, Alternate

**Members Absent:** Kris Blomback; Joan Oliveira, Vice Chair; John Partridge, Alternate

**Others Present:** Laura Scott, Planning Consultant; Bart Mayer, Town Council

**Call to Order / Attendance**

Doreen Connor called the meeting to order at 7pm. It was noted that Gigi Laberge and Rick Patenaude would be voting in place of Kris Blomback and Joan Oliveria.

A motion was made by Gigi Laberge to go into non-public session pursuant to RSA 91-A:3, II(e) to discuss with legal council the courts remand decision in the Morette V. Town of Henniker case. Bob Stamps seconded the motion. Vote was 5-0 to go into non-public session at 7:05pm.

A motion was made by Gigi Laberge to come out of non-public session. Bob Stamp seconded the motion. Vote was 5-0 in favor to come out of non-public session at 8pm.

A motion was made by Bob Stamps to schedule Case 2008-102 (Morette Special Exception for Multi-Family Development) for an upcoming hearing before the Board consistent with the Supreme Court's October 8, 2008 order and Case 2007-103 (Morette Special Exception for connection of driveways between lots) would be heard at the same time. Gigi Laberge seconded the motion. Vote was 5-0 in favor of the motion.

The Planning Consultant will send a letter to the applicant, lawyer, and engineer informing them of the Boards decision.

**Continued Public Hearing**

**Case 2008-104:** A request has been made for a Use Variance under §133-29. The applicant, Michael Bartoszek of Laidlaw Energy Group, on behalf of Granite State Forest Products, is proposing to construct a 20 MW renewable energy plant (clean biomass woodchips). A Use Variance is request to allow a renewable energy plant to operate. The property is located at 1192 Old Concord Road (Map 1 Lot 549 F2) in the Heavy Commercial (CH) District. This application is being noticed as a Development of Regional Impact, per NH RSA 36:54- 36:57.

The Board accepted the withdrawal letter from the property owner. No further action was needed by the Board.

**Public Hearing**

**Case 2008-105:** A request has been made for an Area Variance under §133-28 A. The applicant, Michael Bartoszek of Laidlaw Energy Group, on behalf of Granite State Forest Products, is

proposing to construct a 20 MW renewable energy plant (clean biomass woodchips). An Area Variance is request to allow an 80-foot tall building to be constructed where “no buildings shall be constructed more than three stories above grade level”. The property is located at 1192 Old Concord Road (Map 1 Lot 549 F2) in the Heavy Commercial (CH) District. This application is being noticed as a Development of Regional Impact, per NH RSA 36:54- 36:57.

The Board accepted the withdrawal letter from the property owner. No further action was needed by the Board

### **December 10, 2008 Meeting Minutes**

The Board made minor edits to the minutes. A motion was made Jeff Connor to accept the minutes as amended. Rick Patenaude seconded the motion. The Board voted 5-0 to approve the minutes as amended.

### **Member Binder Update**

- ❖ “Does the Right To Know Law Apply” (Tab 11)
- ❖ 2008 Budget Update and Proposed 2009 Budget (Tab 3)

The Board reviewed the member binder updates. The new land use law books were distributed to members.

A motion was made to adjourn the meeting by Jeff Connor. Bob Stamps seconded the motion. The Board voted 5-0 to adjourn at 8:10pm.

Submitted by  
Laura Scott  
Planning Consultant