



**Town of Kittery, Maine**  
**Post Office Box 808, Kittery, Maine 03904**  
**(207) 439-1633 - (207) 439-0452**

**November 15, 2006**

**NOTICE**  
**TOWN OF KITTERY**

Public hearings by the Kittery Zoning Board of Appeals will be held at the Kittery Town Hall on Tuesday evening, November 28, 2006, at 7:00 p.m. to hear the following appeals to the terms of the Kittery Land Use and Development Code Zoning Ordinances:

1. **Continuance:** W. D. Howells requesting a Special Exception to the terms of Title 16, Section 12, Subsection 050.C (Page 254) of the Kittery Land Use and Development Code Zoning Ordinance in order to construct an intra-family dwelling by adding an apartment, including a galley kitchen, to Residence #11 for his disabled son at property located at 11 Lawrence Lane, Map 18, Lot 32, Kittery Point, zoned Suburban Residential.
2. Jeffrey Kilty requesting an Administrative Appeal of a Notice of Violation to the terms of Title 16, Section 12, Subsection 060 (Page 256), Title 16, Section 28, Subsection 130.A (Page 340), and Title 16, Section 32, Subsection 490.N.2.a (Page 388) of the Kittery Land Use and Development Code Zoning Ordinance in order to receive a Building Permit to construct a new right side and back (waterside) wall on exact footprint of old walls at property located at 150 Whipple Road, Map 10, Lot 1, Kittery, zoned Urban Residential.
3. Howard Patten, representing H&M Realty, LLC, requesting a Special Exception to the terms of Title 16, Section 12, Subsection 100.C (Page 263) of the Kittery Land Use and Development Code Zoning Ordinance in order to remove existing commercial building and construct a mixed-use commercial/residential building at property located at Bridge Street, Map 3, Lot 69, Kittery, zoned LB.
4. Chris Eckel requesting an Administrative Appeal of a Notice of Violation to the terms of Title 16, Section 28, Subsection 130 (Page 340), Title 16, Section 32, Subsection 490.K.2 (Page 380), and Title 16, Section 32, Subsection 490.N.2.a (Page 388) of the Kittery Land Use and Development Code Zoning Ordinance in order to maintain and finish current construction plan on property located at 3 Knight Avenue, Map 4, Lot 70, Kittery, zoned Kittery Foreside.

**PLEASE NOTE:** *In accordance with 16.04.050.B1 of the Code, applicants must submit their packet of information at least 14 days ahead of the scheduled meeting. Other persons must make any submittals, with the exception of maps and photographs, at the Town Hall at least five days prior to the hearing date, or such submittals will be excluded from being admitted into evidence.*

CC:

Chairman, Town Council  
Town Manager  
Code Enforcement Officer  
Board of Appeals  
Chairman, Conservation Commission  
Chairman, Planning Board  
Duncan McEachern, Esquire

APPLICANTS:

1. W. D. Howells, 11 Lawrence Lane, Kittery Point, Maine 03905
2. Jeffrey Kilty, 5 Melanies Court, Kittery, Maine 03904
3. Howard Patten, H&M Realty, LLC, Post Office Box 450, Kittery, Maine 03904
4. Chris Eckel, 44 McPhee Farm, Bedford, NH 03110

ABUTTERS:

1. Harvard College President and Fellows, Harvard Planning & Real Estate, Holyoke Center, 1350 Massachusetts Avenue, Cambridge, MA 02138  
William W. and Muriel Howells, 11 Lawrence Lane, Kittery Point, Maine 03905-5104  
William D. Howells, Trustee, and Metz, Trustee, Warehouse Point Qual. Pers. Res. Trust, c/o Welch & Forbes (Mitchell), 45 School Street, Boston, MA 02108  
Kittery Point Partners, LLC, Post Office Box 148, Brattleboro, VT 05302-0148  
James P. Austin, Trustee, and Tudor M. Austin, Trustee, Post Office Box 278, Kittery Point, Maine 03905-0278  
William Dean Howells and G. H. Metz, c/o T. Dabney, c/o Welch & Forbes, 45 School Street, Boston, MA 02108
2. North American Land Corp., c/o Paul R. Bacon, 140 Edmond Ave., Portsmouth, NH 03801  
Andrew Dickinson, Post Office Box 426, Kittery, Maine 03904-0426  
Thomas W. and Debra B. Ellis, 1390 Chestnut Hill Avenue, Athol, MA 01331  
Jeffrey A. and Heidi A. Katz, 3550 NW 77<sup>th</sup> Court, Miami, FL 33122  
Joyce R. Seward, 147 Whipple Road, Kittery, Maine 03904-1344  
Dorothy A. Kraft, 153 Whipple Road, Kittery, Maine 03904-1344  
Katherine Ciak, 159 Whipple Road, Kittery, Maine 03904-1344  
Robert J. Pierce and Hendrika C. Overton, 161 Whipple Road, Kittery, Maine 03904-1344  
William C. and Sharon E. Nau, 160 Whipple Road, Kittery, Maine 03904-1341  
Kenneth F. and Gail P. Lemont, 154 Whipple Road, Kittery, Maine 03904-1341
3. Chibueze O. Agba, 9 Bridge Street, Kittery, Maine 03904-1501  
Rebecca P. Lambdin, 25 Greenough Avenue, Jamaica Plain, MA 02130  
Margaret Palau, 13 Bridge Street, Kittery, Maine 03904-1501  
Alton A. Miller, Jr., 521 Royal Palm Drive, Virginia Beach, VA 23452  
Jacqueline M. Cook, Post Office Box 222, Kittery, Maine 03904-0222  
Edward F. and Anne M. Goodwin, 115 Whipple Road, Kittery, Maine 03904-1316  
Vick P. and Barbara M. Contella, 11 Woodbine Avenue, Eliot, Maine 03903  
Gindele-Berger Properties, LLC, 30 U.S. Route 1 By-Pass, Kittery, Maine 03904-1569  
Deborah S. and Adam E. Ford, 31 Sudbury Street, Portsmouth, NH 03801  
Spruce Creek Ventures II, LLC, 2456 LaFayette Road, Unit 12, Portsmouth, NH 03801
4. White Dog Realty Investments, 36 Goose Point, Kittery Point, Maine 03905-5632  
Paul D. and Barbara A. Foye, 5 Church Street, Kittery, Maine 03904-1602  
Frank G. and Catherine Belleville III, 25 State Road, Kittery, Maine 03904-1535  
Daryl T. Kent and Bruce N. Schlieper, Post Office Box 4276, Portsmouth, NH 03802-4276

Joyce A. Wheeler, 15 Government Street, Kittery, Maine 03904-1653  
Amy Ryan, 11 Government Street, Kittery, Maine 03904-1653  
Gail E. Robinson and Stephen W. Sauter, 9 Government Street, Kittery, Maine 03904-1653  
Golini Enterprises, LLC, 2 Moebus Terrace, Portsmouth, NH 03801  
Troy C. and Mayrand Williams Living Estate,  
c/o Lynn M. McCarthy, Etal, Post Office Box 1649, Portsmouth, NH 03802-1649  
William M. Wyman, Jr., 21 Ranger Drive, Kittery, Maine 03904-1055  
Beverly A. Philbrick, 430 Old Garrison Road, Dover, NH 03820  
Knights Avenue Associates, 30 Lange Road, Rye, NH 03870  
Edmund N. Savoie, Post Office Box 4166, Portsmouth, NH 03802-4166  
Jest Realty, LLC, 23 Random Road, Bedford, NH 03110  
Christopher R. Tobey, 10 Town Landing, Kittery, Maine 03904-1634  
William L. and Betty L. Crawford, Trustees,  
Crawford Revocable Trust 2004, 510 U.S. Route 1, Kittery, Maine 03904-5507