



TOWN OF KITTEKY, MAINE
200 Rogers Road, Kittery, ME 03904
Telephone: (207) 439-0459 Fax: (207) 439-6806
Code Enforcement OFFICE

June 1, 2007

**NOTICE
TOWN OF KITTEKY**

Public hearings by the Kittery Zoning Board of Appeals will be held at the Kittery Town Hall on Tuesday evening, June 12, 2007, at 7:00 p.m. to hear the following appeals to the terms of the Kittery Land Use and Development Code Zoning Ordinances:

1. Charles Cribby submitting an Application for a Special Appeal of Sewer Betterment Assessment to the terms of Title 13, Section 04, Subsection 375, of the Kittery Municipal Code in order to appeal the assessment amount of the sewer betterment fee. Located at 6 Spinney Cove Drive, Kittery, Map 2 Lot 65, in the Suburban Residential Zone. 2-65-07-23.
2. Jane S. Charlesworth, Trustee of the Jane S. Charlesworth Trust requesting an Administrative Appeal (Superior Court Docket #AP-06-048 for Administrative Appeal 17-43-2-06-29) to the terms of Title 16, Section 32, Subsection 490N13 (Page 395) of the Kittery Land Use and Development Code Zoning Ordinance in order that the appeal will be remanded to the Board for rehearing solely as to the amount of the fine and the extent of the replanting requirement. Located at 4 Tudor Drive, Kittery, Map 17 Lot 43-2, in the Urban Residential Zone. 17-43-2-07-17.
3. Patrick Bedard for Paul R. Bacon requesting a Miscellaneous Appeal to the terms of Title 16, Section 32, Subsection 490KZ (Page 380), and Title 16, Section 32, Subsection 490NZA of the Kittery Land Use and Development Code Zoning Ordinance in order to add bow windows to the 1st, 2nd, and 3rd floors. Located at 17 Water Street, Kittery, Map 1 Lot 47, in the Urban Residential Zone. 1-47-07-24.
4. Philip Sandford for Corona Sandford requesting a Miscellaneous Appeal to the terms of Title 16, Section 12, Subsection: Wetlands Table (Page 303) of the Kittery Land Use and Development Code Zoning Ordinance in order to put a roof over the existing slab which would be a carport; about a ¼ of the carport would be in the wetlands border. Located at 72 Wilson Road, Kittery, Map 59 Lot 2, in the Rural Residential Zone. 59-2-07-25.
5. Keith and Cathy Wyeth for Ann G. Pierce requesting a Miscellaneous Appeal to the terms of Title 16, Section 12, Subsection 040D (Page 253) of the Kittery Land Use and Development Code Zoning Ordinance in order to build a garden shed. Located at 6 Rosellen Drive, Kittery Point, Map 35 Lot 18A, in the Rural Residential Zone. 35-18A-07-26.

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 Members
Chairman, Conservation Commission
Chairman, Planning Board
Duncan McEachern, Esquire

APPLICANTS:

1. Charles Cribby, 7 Pinkham Avenue, Kittery, ME 03904-1545
2. Jane S. Charlesworth, Trustee, Jane S. Charlesworth Trust, 5 Kittanset Road, Bedford, NH 03110
3. Paul R. Bacon, 140 Edmund Avenue, Portsmouth, NH 03801
Patrick Bedard, P.O. Box 366, Eliot, ME 03903
4. Philip Sandford, 46 Depot Road, Wells, ME 04090
Corona Sandford, 72 Wilson Road, Kittery, ME 03904-5550
5. Keith & Cathy Wyeth, 6 Rosellen Drive, Kittery Point, ME 03905-5606
Ann G. Pierce, 6 Rosellen Drive, Kittery Point, ME 03905-5606

ABUTTERS:

1.
2/64 Lobo Realty LLC, 187 White Mountain Highway, Milton, NH 03851
2/64A Inhabitants of Kittery
2/65A Thomas A. Daly & Marsha K. Brown, 23 Munsey Drive, Hampton, NH 03842
2/66 John F. & Deirdre S. Thompson, 5 Spinney Cove Drive, Kittery, ME 03904-1530
2/67 Nora N. Phoeung, 7 Spinney Cove Drive, Kittery, ME 03904-1530
2/72 Edward A. & Ruth C. Maby, 87 Eliot Road, Kittery, ME 03904-1032
2/73 Wendy Whitney, 3 Spinney Cove Drive, Kittery, ME 03904-1530
2/74 Portsmouth Harbor Association, P.O. Box 272, Eliot, ME 03903-0272
2.
17/43-1 Peter J. Matthews, c/o Elizabeth A. Donovan Esq., Dwyer Donovan Pendleton PA, 461 Middle Street, Portsmouth, NH 03801
17/43-3 Philip A. Messier, Kathleen A. McGuire, 744 Hopkinton Road, Hopkinton, NH 03229
17/43-4 Hoff Foundation Inc., 12120 Toscana Way 201, Bonita Springs, FL 34135
17/43-9 Swanick Builders LLC, 5 Zakayla Lane, Kittery, ME 03904
17/43-10 Debra A. Rotondo, Trustee, Mare Nominee Trust 9/25/06, 1 Tudor Drive, Kittery, ME 03904

3.

- 1/45 WLH Management Corporation, c/o Scott D. Cunningham, 23 Mendums Landing Road, Barrington, NH 03825-3000
- 1/46 WLH Management Corporation
- 1/48 Cynthia H. Harvell, 19 Water Street, Kittery, ME 03904-1630
- 1/78 Paul E. & Mary Jane Painchaud, 8 Water Street, Kittery, ME 03904-1641
- 1/79 Astrea II LLC, Lynn & Nathaniel Bowditch, 6 Water Street, Kittery, ME 03904-1641
- 1/80 Holly Landgarten, 20 Newmarch Street, Kittery, ME 03904-1619
- 4/7 Carl A. Schwartz, 300 Wallis Road, Rye, NH 03870
- 4/201 State of Maine, John Paul Jones Park, Department of Transportation, Augusta, ME 03904-1542

4.

- 54/16 Dana R. & Barbara A. Newcomb, 207 Towle Farm Road, Box 541, Hampton, NH 03842
- 54/18 Christopher K. & Nancy J. Embry, P.O. Box 136, Kittery, ME 03904-0136
- 54/19 Chester M. Johnson, 110 Wilson Road, Kittery, ME 03904-5550
- 54/19-1 Chester M. Johnson
- 59/2A Kathleen Burge & Patricia C. Finney, 70 Wilson Road, Kittery, ME 03904-5550
- 59/3 Steven A. & Victoria M. Tibbetts, 119 Beech Ridge Road, York, ME 03909

5.

- 34/5 Lorna J. Livingston, 452 Haley Road, Kittery Point, ME 03905-5626
- 34/5A Alfred C. & Margie M. Arcidy, 458 Haley Road, Kittery Point, ME 03905-5626
- 34/5C Ofelia A. & Marvin Dahlen, 12 Tuckers Cove, Kittery Point, ME 03905-5652
- 35/17 David A. & Mary R. Potter, 1 Rosellen Drive, Kittery Point, ME 03905-5606
- 35/18 Inhabitants of Kittery
- 35/18B Patrick M. Decredico & Candace J. Delisio, 44 Tilton Avenue, Kittery, ME 03904-1311
- 35/18C Diane Hart, P.O. Box 38, Kittery Point, ME 03905-0038
- 35/18D Judith A. Spiller & Kim E. Billings, 3 Rosellen Drive, Kittery Point, ME 03905-5606
- 35/19 Beatrice Rowland, 2 Rosellen Drive, Kittery Point, ME 03905-5606