



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

November 14, 2007

**NOTICE**  
**TOWN OF KITTELY**

Public hearings by the Kittery Zoning Board of Appeals will be held at the Kittery Town Hall on Tuesday evening, November 27, 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. Joseph D. Graham, DBA Advanced Builders for Betty Boria requesting a Miscellaneous Appeal to the terms of Title 16, Section 12, Subsection 050E (Page 238-1) of the Kittery Land Use and Development Code Zoning Ordinance in order to build a 12'x8' deck. Located at 125 Dennett Road, Kittery, Map 5 Lot 3, in the Suburban Residential Zone. 5-3-07-53
2. Bryan Baker requesting a Miscellaneous Appeal to the terms of Title 16, Section 32, Subsection 490K2 (Page 316) and Title 16, Section 32, Subsection 490N2 (Page 316) of the Kittery Land Use and Development Code Zoning Ordinance in order to build a 34'x30' attached garage to the existing house. Located at 7 Payne Road, Kittery, Map 69 Lot 9A, in the Rural Residential Zone. 69-9A-07-54
3. Steven Penna requesting a Miscellaneous Appeal to the terms of Title 16, Section 32, Subsection 490K2 (Page 310) Title 16, Section 12, Subsection 055E (Page 239-3), Title 16, Section 12, Subsection 055E2 (Page 239-3), and Title 16, Section 32, Subsection 490N2A (Page 316) of the Kittery Land Use and Development Code Zoning Ordinance in order to demolish an existing dwelling and construct a new dwelling on same/exact footprint. Located at 22 Crockett Neck Road, Kittery Point, Map 26 Lot 44, in the Suburban Residential Zone. 26-44-07-55
4. Linda J. Browning requesting a Miscellaneous Appeal to the terms of Title 16, Section 12, Subsection 040D (Page 237) of the Kittery Land Use and Development Code Zoning Ordinance in order to remove the current 2 bedroom home and replace with a new passive solar 2 bedroom home, with a side line improvement from the current 3' setback to a 7' setback. Located at 4-6 Moultons Way, Kittery, Map 40 Lot 5, in the Rural Residential Zone. 40-5-07-56

**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. Joseph D. Graham, DBA Advanced Builders, P.O. Box 213, South Berwick, ME 03908-0213  
Betty Boria, 125 Dennett Road, Kittery, ME 03904-1023
2. Bryan Baker, 76 Caincrest Road, York, ME 03909
3. Steven Penna, 22 Crockett Neck Road, Kittery Point, ME 03905-5609
4. Linda Browning, P.O. Box 153, Kittery Point, ME 03905-0153

ABUTTERS:

1.

- 5/1 Richard E. Marr, Jr. & Sherri J. Frisbee-Marr, 117 Dennett Road, Kittery, ME 03904-1023
- 5/2 Donald J. & Belinda L. Collica, 121 Dennett Road, Kittery, ME 03904-1023
- 5/4 Sylvia Iretta Fitch, 5 Sunset Drive, Kittery, ME 03904-1015
- 5/4A Dianne Lilakos, 9 Sunset Drive, Kittery, ME 03904-1015
- 5/5 Esther S. Caldwell, 12 Sunset Drive, Kittery, ME 03904-1015
- 5/6 Robert F. Racine Tr., Racine Family Trust, 2 Sunset Drive, Kittery, ME 03904-1015
- 5/7 Euclide S. & Ruth A. Plourde, 129 Dennett Road, Kittery, ME 03904-1022
- 5/8E William R. & Lucille Hynes, 131 Dennett Road, Kittery, ME 03904-1022
- 5/8H Frank E. Clark, 135 Dennett Road, Kittery, ME 03904-1022
- 11/47 David A. Sullivan, 128 Dennett Road, Kittery, ME 03904-1018
- 11/48 Anne Morrison, 126 Dennett Road, Kittery, ME 03904-1018
- 12/1 KBM Builders Inc., 31 Grover Avenue, Eliot, ME 03903
- 12/1-1 Joseph P. Murphy, 118 Dennett Road, Kittery, ME 03904-1018
- 12/1-2 Stacie L. Osswald, 124 Dennett Road, Kittery, ME 03904-1018

2.

- 68/17 Irving Wayne Harris & Roberta V. Harris, 11 Payne Road, Kittery Point, ME 03905-5646
- 68/17-1 Jeffrey W. & Courtney J. Edwards, 9 Payne Road, Kittery Point, ME 03905-5646
- 69/9B Peter A. & Esther C. Motson, 3 Payne Road, Kittery Point, ME 03905-5646

3.

- 26/32A S. F. Brewster, D. S. Sloan, & William Brewster Jr., 7 Bond Road, Kittery Point,  
ME 03905-5614
- 26/43 Doris L. Williams, 28-32-34 Crockett Neck Road, Kittery Point, ME 03905-5609
- 26/45 J. Anne & J. Marshall Gaffney, 18 Crockett Neck Road, Kittery Point, ME  
03905-5609
- 26/45A Marcia Gibbons, P.O. Box 215, Kittery Point, ME 03905-0215

4.

- 33/1 Elroy S. Moulton III, 2 Moultons Way, Kittery, ME 03904
- 33/5 Mary R. & Peter V. Moak, 16 Whippoorwill Lane, Kittery, ME 03904-5409
- 33/7 Neil D. Jorgensen & Martha D. Petersen, 8 Moultons Way, Kittery, ME 03904
- 40/4 Sandra M. Wood, 8 Wachusett Drive, Lexington, MA 02421
- 40/6 Howard W. & Barbara J. Moulton, 282 Haley Road, Kittery, ME 03904-5405
- 40/7 David B. & Karol C. Gooch, 276 Haley Road, Kittery, ME 03904-5405
- 40/18 Gary M. & Priscilla Reuter, 273 Haley Road, Kittery, ME 03904-5408
- 40/19 Scott A. & Diane M. Kallay, 287 Haley Road, Kittery, ME 03904-5408
- 40/20 Lorna J. & Michael R. Goddard, 293 Haley Road, Kittery, ME 03904-5408