

**CONWAY ZONING BOARD
OF ADJUSTMENT**

MINUTES

JANUARY 24, 2007

A meeting of the Conway Zoning Board of Adjustment was held on Wednesday, January 24, 2007 at the Conway Town Office in Center Conway, NH. Those present were: Chair, Phyllis Sherman; Vice Chair, John Colbath; Andrew Chalmers; Alternate, Hud Kellogg; Planning Director, Thomas Irving; and Planning Assistant, Holly Meserve.

APPOINTMENT OF ALTERNATE MEMBER

Ms. Sherman appointed Mr. Kellogg as a voting member.

PUBLIC HEARINGS

A public hearing was opened at 7:30 pm to consider an **APPEAL FROM ADMINISTRATIVE DECISION** requested by **PLR REAL ESTATE DEVELOPMENT AND IRVING OIL CORPORATION** in regard to §147.13.8.6 of the Conway Zoning Ordinance to appeal the decision that the proposed signage are not window signs, rather they are internally lit wall signs at 1500 White Mountain Highway, North Conway (PID 246-21.001). Notice was published in the Conway Daily Sun and certified notices were mailed to abutters on Wednesday, January 17, 2007.

Paul Pietropaoli of Perkins Thompson representing Irving Oil Corporation appeared before the Board. Dot Seybold of OVP Management was in attendance. Ms. Sherman stated that the applicant is entitled to a five-member Board and only four members are present. Ms. Sherman asked if the applicant would like to proceed with four-members or continue the hearing until there is a five-member Board. The applicant took a five-minute recess to discuss their options.

REVIEW AND ACCEPTANCE OF MINUTES

Mr. Colbath made a motion, seconded by Mr. Chalmers, to approve the Minutes of December 20, 2006 as written. Motion unanimously carried.

OTHER BUSINESS

Thomas and Dianne Knapp (PID 261-38/File #06-59 and #06-60) – Motion For Rehearing (File #07-02: Mr. Irving read email from Peter Malia. The Board agreed that there was no technical error nor was there any new evidence presented and they agreed that there would be no purpose in continuing the Motion for Rehearing until the February meeting. **Mr. Chalmers made a motion, seconded by Mr. Colbath, that the Motion for Rehearing pursuant to §147.13.1.7.2 & 3 and 147.13.1.6.10 of the Conway Zoning Ordinance be granted. Motion unanimously defeated.**

PUBLIC HEARINGS CONTINUED

Mr. Pietropaoli reappeared before the Board and asked that the public hearing be continued until the February meeting. **Mr. Colbath made a motion, seconded by Mr. Chalmers, to continue the public hearing for the APPEAL FROM ADMINISTRATIVE DECISION requested by PLR REAL ESTATE DEVELOPMENT AND IRVING OIL CORPORATION in regard to §147.13.8.6 of the Conway Zoning Ordinance until February 28, 2007 at 7:30 p.m. Motion unanimously carried.**

Meeting adjourned at 7: 45 pm.

Respectfully Submitted,

Holly L. Meserve
Planning Assistant