

**LEGAL NOTICE  
BOARD OF ADJUSTMENT  
PORTSMOUTH, NEW HAMPSHIRE**

**NOTICE IS HEREBY GIVEN** that the Board of Adjustment will hold Public Hearings on the following petitions on **Tuesday, March 17, 2020 at 7:00 pm** in the Eileen Dondero Foley Council Chambers, Municipal Complex, 1 Junkins Avenue, Portsmouth, New Hampshire.

Petition of **Jeffrey & Delores Ives, Owners**, for property located at **44 Gardner Street** wherein relief is needed from the Zoning Ordinance to demolish existing rear porch and replace with a new sun room and rear landing with steps and kitchen bay expansion which requires the following: 1) A Variance from Section 10.521 to allow 36% building coverage where 30% is the maximum required; and 2) A Variance from Section 10.321 to allow a nonconforming structure or building to be extended, reconstructed or enlarged without conforming to the requirements of the Ordinance. Said property is shown on Assessor Map 103 Lot 42 and lies within the General Residence B (GRB) District.

Petition of **Millport Inc., Owner** and **Thomas Bath, Applicant**, for property located at **1001 Islington Street** wherein relief is needed from the Zoning Ordinance to allow an accessory use on an adjacent lot which requires the following: A Variance from Section 10.1530 to allow an accessory use as defined in this section to be conducted on a lot adjacent to the lot containing the principal use or building. Said property is shown on Assessor Map 172 Lot 4 and lies within the Character District 4-W (CD4-W) District.

Petition of the **Neil A Fitzgerald Family Trust, Owner**, for property located at **226 Park Street** wherein relief is needed from the Zoning Ordinance to demolish an existing garage and construct a slightly larger 315 square foot garage which requires the following: 1) A Variance from Section 10.573.20 to allow a 1' right side yard where 9'2" is required; and 2) A Variance from Section 10.321 to allow a nonconforming structure or building to be extended, reconstructed or enlarged without conforming to the requirements of the Ordinance. Said property is shown on Assessor Map 149 Lot 50 and lies within the General Residence A (GRA) District.

Petition of the **Islamic Society of the Seacoast Area, Owner**, for property located at **686 Maplewood Avenue** wherein relief is needed from the Zoning Ordinance to construct a 4,000± s.f. building to house a religious place of assembly which includes the following: 1) A Special Exception under Section 10.440, Use #3.11 to allow a religious place of assembly in a district where the use is only allowed by Special Exception; and 2) A Variance from Section 10.521 to allow 47'± of continuous street frontage where 100' is required. Said property is shown on Assessor Map 220 Lot 90 and lies within the Single Residence B (SRB) District.

Petition of **John Byron, Owner** and **Joseph Bezanson, Applicant**, for property located on **Bartlett Street** wherein relief is needed from the Zoning Ordinance for construction of a new single family dwelling which requires: 1) A Variance from Section 10.521 to allow the following: a) 37% building coverage where 25% is the maximum allowed; and b) an 8.5' right side yard where 10' is required. Said property is shown on Assessor Map 162 Lot 54-1 and lies within the General Residence A (GRA) District.

Petition of **Mark Broderick and Emily Spencer, Owners**, for property located on **Sims Avenue** wherein relief is needed from the Zoning Ordinance to construct a single family dwelling on a nonconforming lot which requires: 1) A Variance from Section 10.521 to allow the following: a) a lot area and lot area per dwelling unit of 12,850 square feet where 15,000 square feet is required for each; and b) 57 feet of continuous street frontage where 100 feet is required. Said property is shown on Assessor Map 233 Lot 76-1 and lies within the Single Residence B (SRB) District.

Juliet T. H. Walker  
Planning Director