Board of Adjustment 1 Junkins Ave. Portsmouth, NH 03801

Zoning Board of Adjustment Request for Variance/or Special Exception of Dimensional Requirements

Property: 557 State St. Portsmouth, NH 03801

Owners: Kathleen Straube & Harry Furman 557 State St. Portsmouth, NH 03801

kathleenstraube@ymail.com

802-578-7482

To the Board of Adjustment Committee,

Our property is in need of partial repairs for a leaky roof and the replacement of the second floor area due to water damage from the roof leaks and a much needed updating and repairs of the existing second floor bathroom. The renovation work will maintain the existing foundation and exterior walls along the existing structure at the property line. Only the roof and interiors will be demolished and rebuilt for the renovations. Exterior work will include replacing existing wood clapboard siding to match the existing. All of the renovation area is at the rear of the house and not visible from the street.

Per Town of Portsmouth Zoning the property at 557 State St. is **GRC**. The house was built in 1836 and falls outside of the historic district. The existing property side setback of 0.6′ is non-conforming per Section 10.521 Table of Dimensional Standards side setback requirement of 10′.

The request is to add 160sf to the second floor and to replace the low hip roof with a steeper pitch roof at 24′-6″ which is under the required 35′ height requirement. The new roof is intended to be more in character with the other existing hip roofs on the house. The second floor existing bathroom is extremely narrow and cannot be renovated to meet current clearance requirements without encroaching on the existing bedroom square footage. Maintaining the dimensional requirements would result in the unnecessary hardship of decreased value of the house due to the loss of either the existing bath or bedroom space.

We are requesting a variance/or special exception for relief of the dimensional requirements to add massing of 160sf at the second floor along the existing side setback to accommodate the bathroom renovation and to install a new hip roof over this area. We request a relief of the dimensional requirement to replace a portion of the existing foundation found to be unstable with a new partial foundation wall within the existing location and setback. (REVISED 8/28/2019)

We submit that the variance/or special exception, if granted, meets the following variance criteria:

- 1-2. The spirit of the ordinance is observed and the variance is not contrary to the public interest. The changes will not alter the essential character of the house or locality, nor pose a threat to public health, safety or welfare.
- 3. Substantial justice is done. The changes pose no harm to the general public or individuals.
- 4. The values of the surrounding properties are not diminished. The changes maintain the existing rooms as listed whereas the reduction of either the bedroom or bathroom would diminish the value of the existing property.
- 5. Enforcement of the ordinance would result in the unnecessary hardship as noted above. Owing to the special condition of the existing property as-built as non-compliant for current zoning side setback, the property cannot be reasonably repaired and renovated within its current use in strict conformance with the current ordinance.

Sincerely,

Kathleen Straube (Owner

3/20/2019



A Existing view from street front



Existing view from above



C Existing view from abutter rear parking lot



B Existing view from abutting neighbor and parking lot





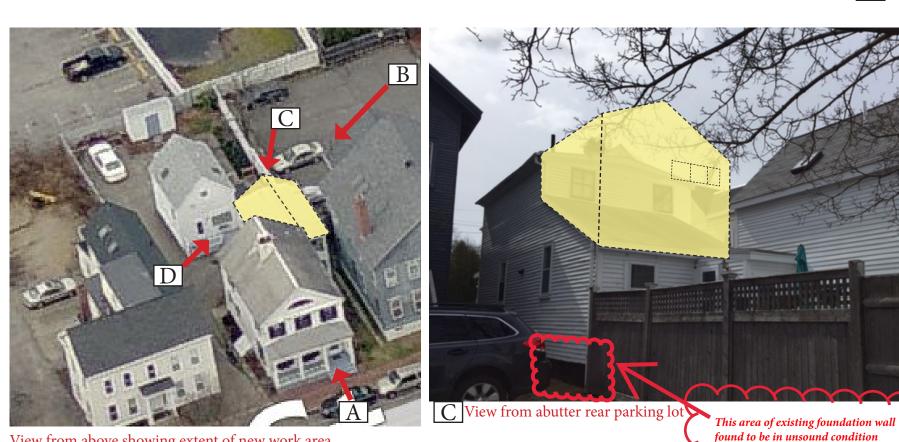
D Existing iew from abutter along west driveway

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A No visible view of changes from street front



View from above showing extent of new work area

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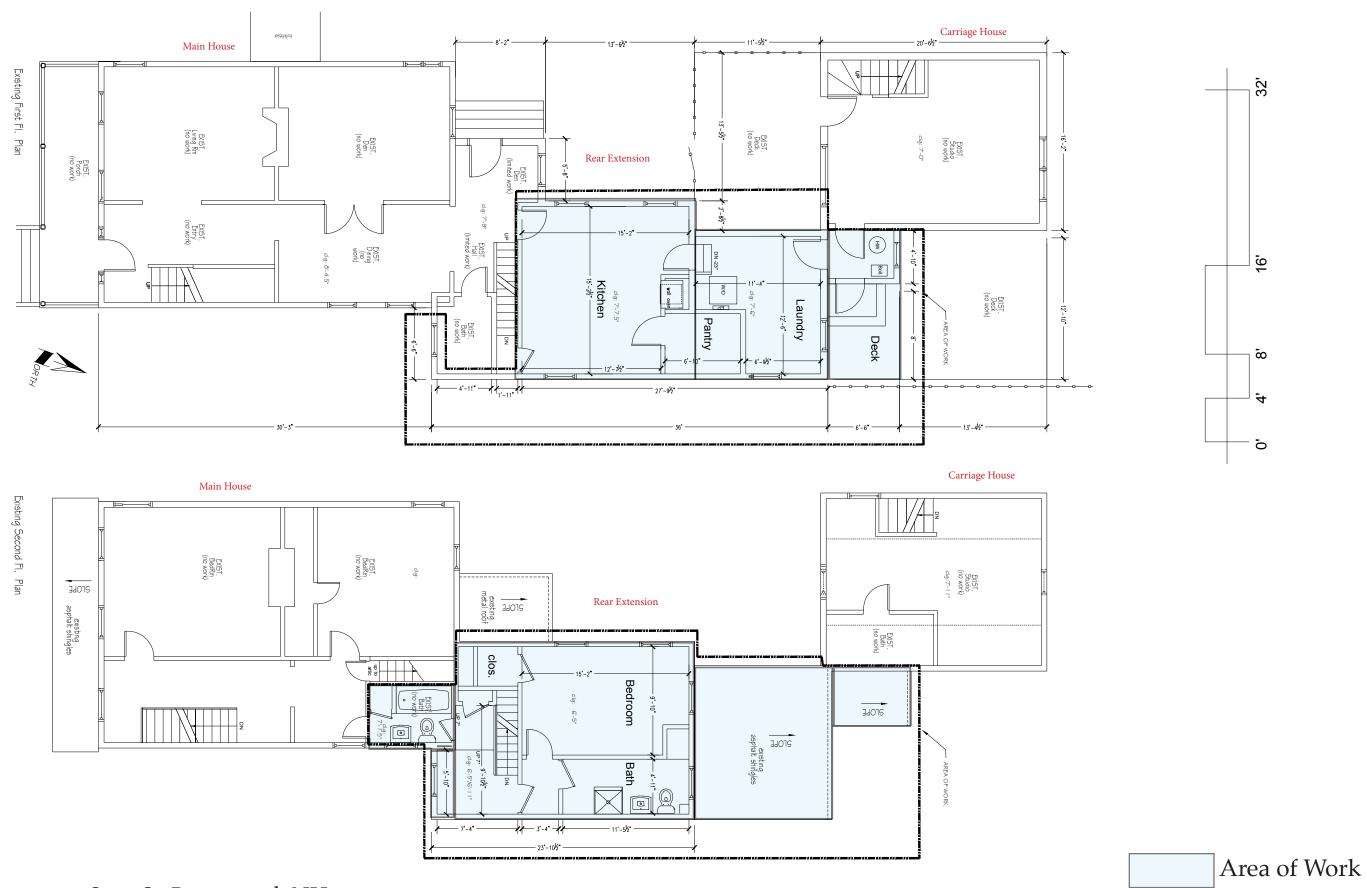
B View from abutting neighbor and parking lot

requiring new structurally sound wall. (No change in location or setback)



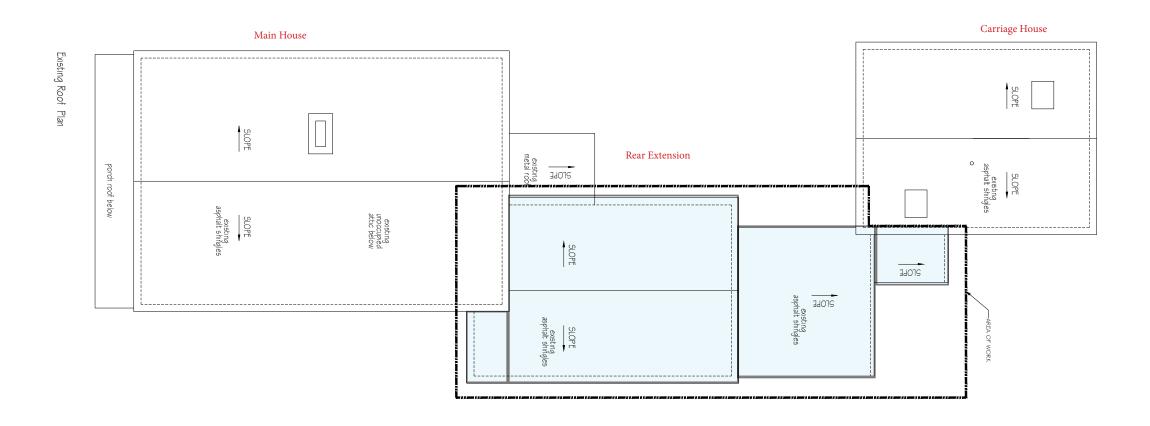
D View from abutter along west driveway

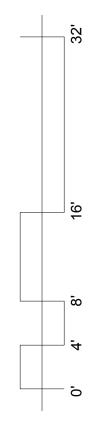
Area of new massing at proposed roof line and added 160sf at 2nd floor



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Existing Plans 3



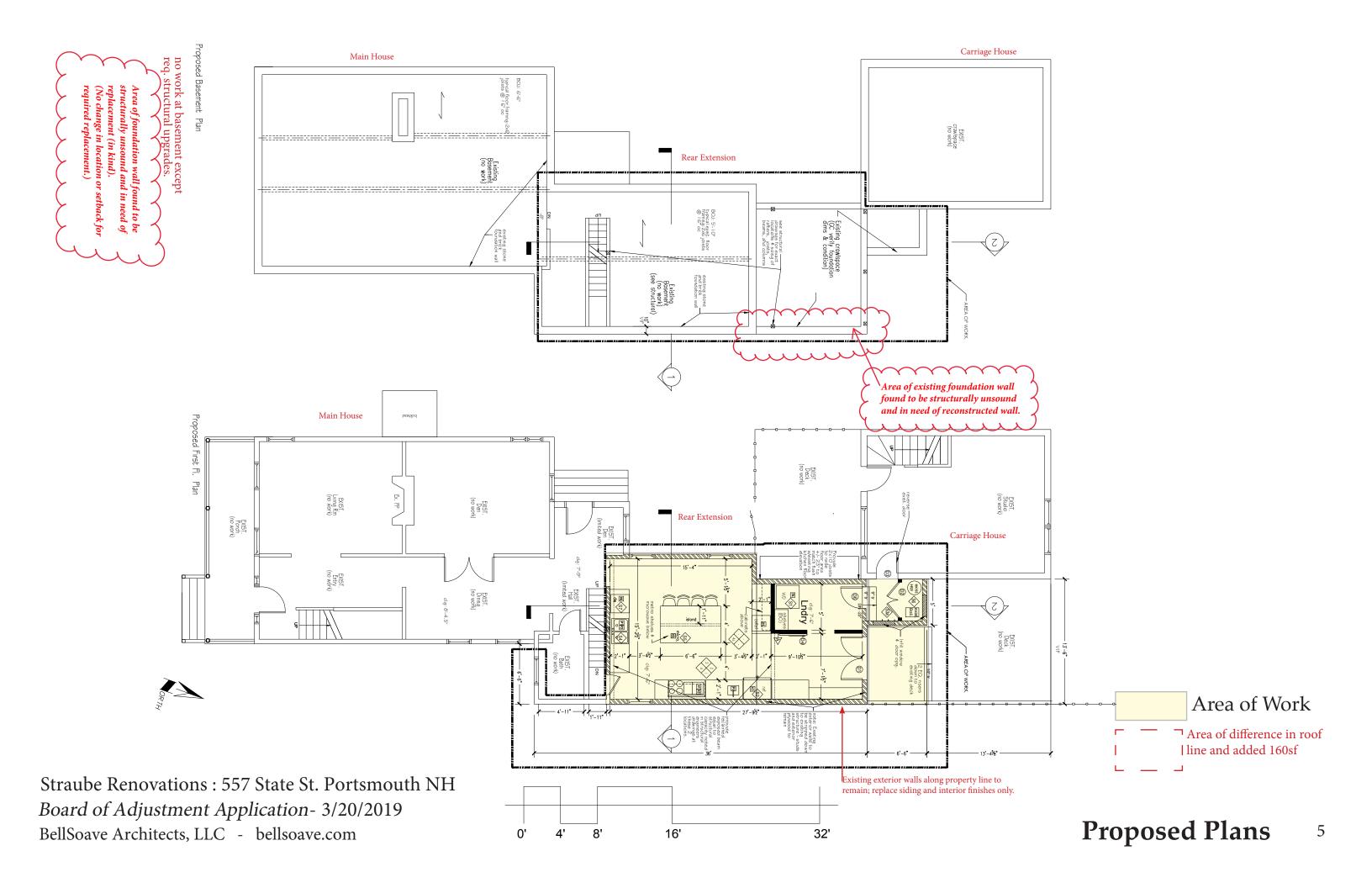


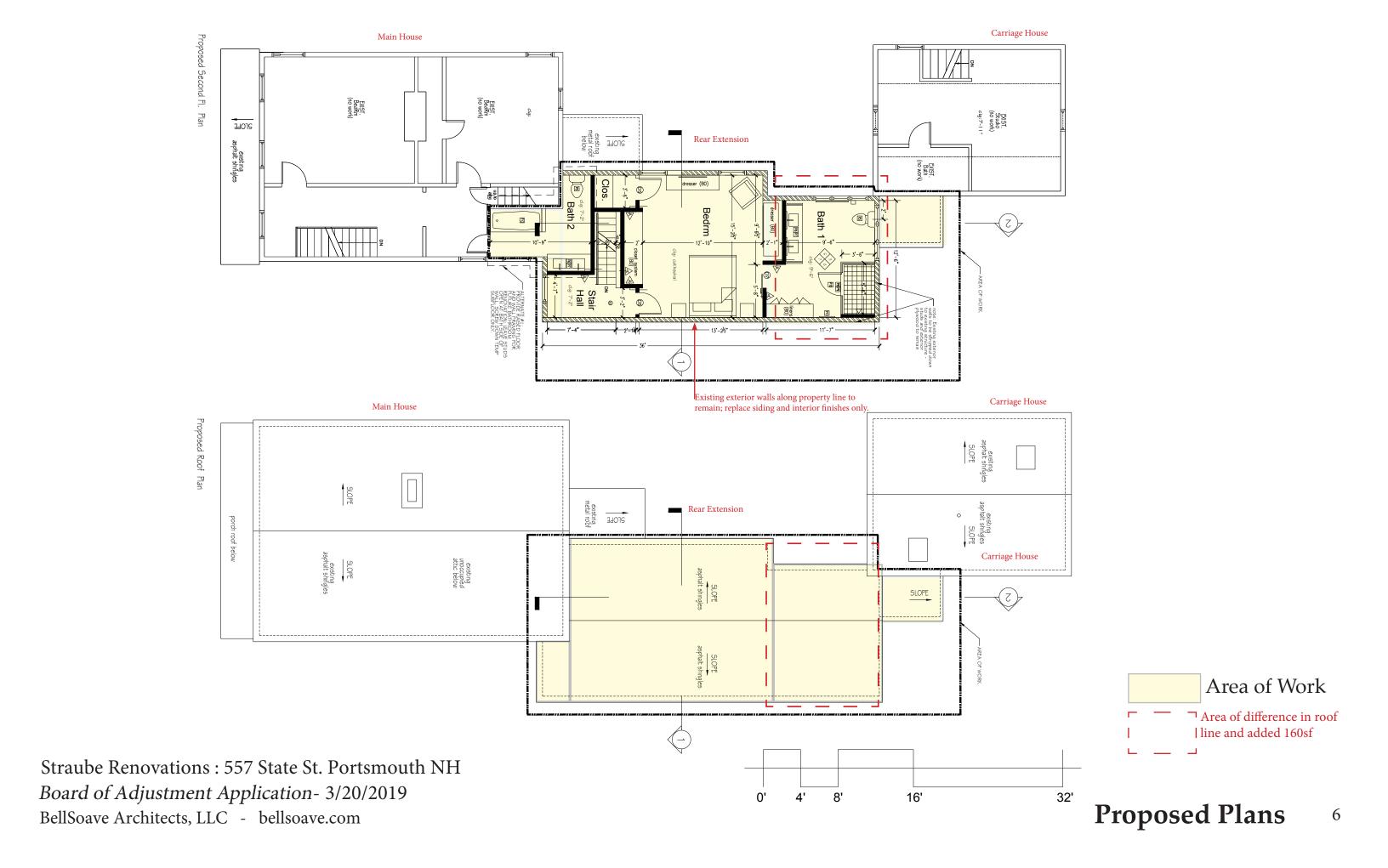
Straube Renovations: 557 State St. Portsmouth NH

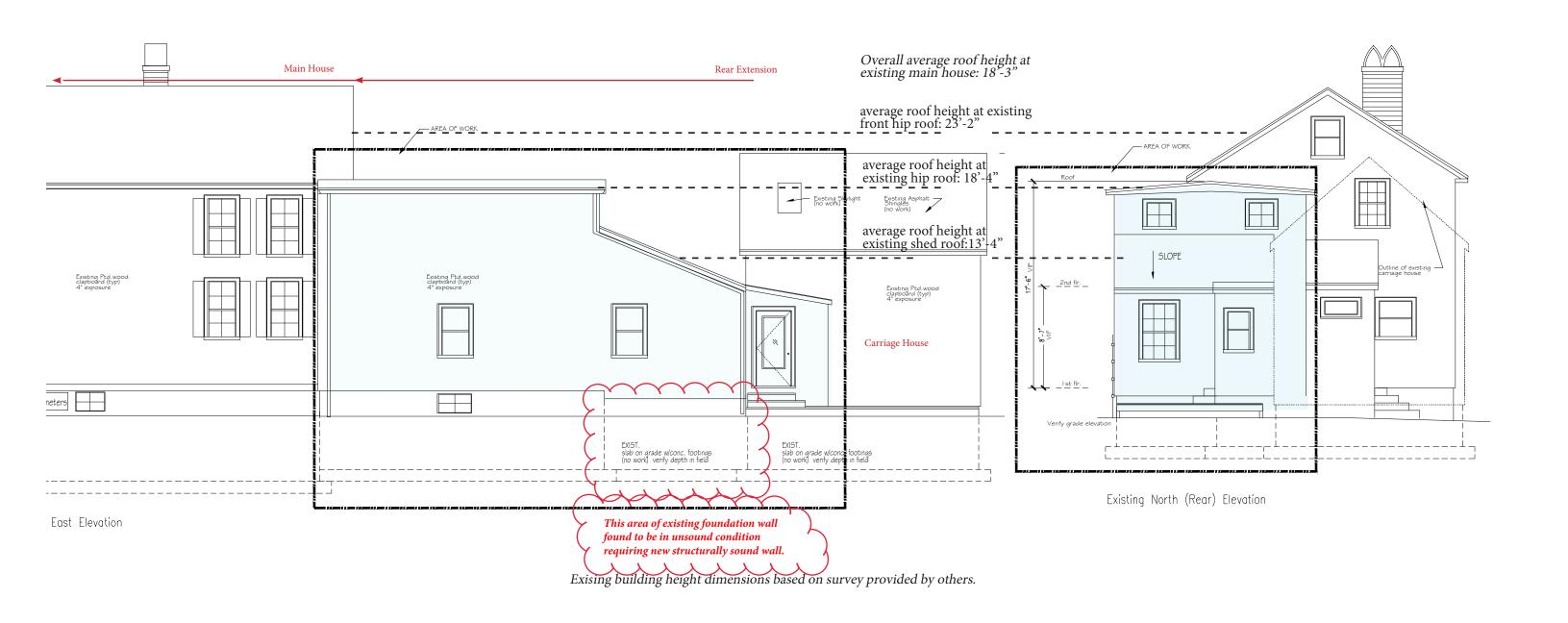
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Area of Work

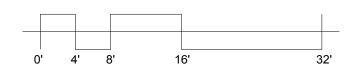




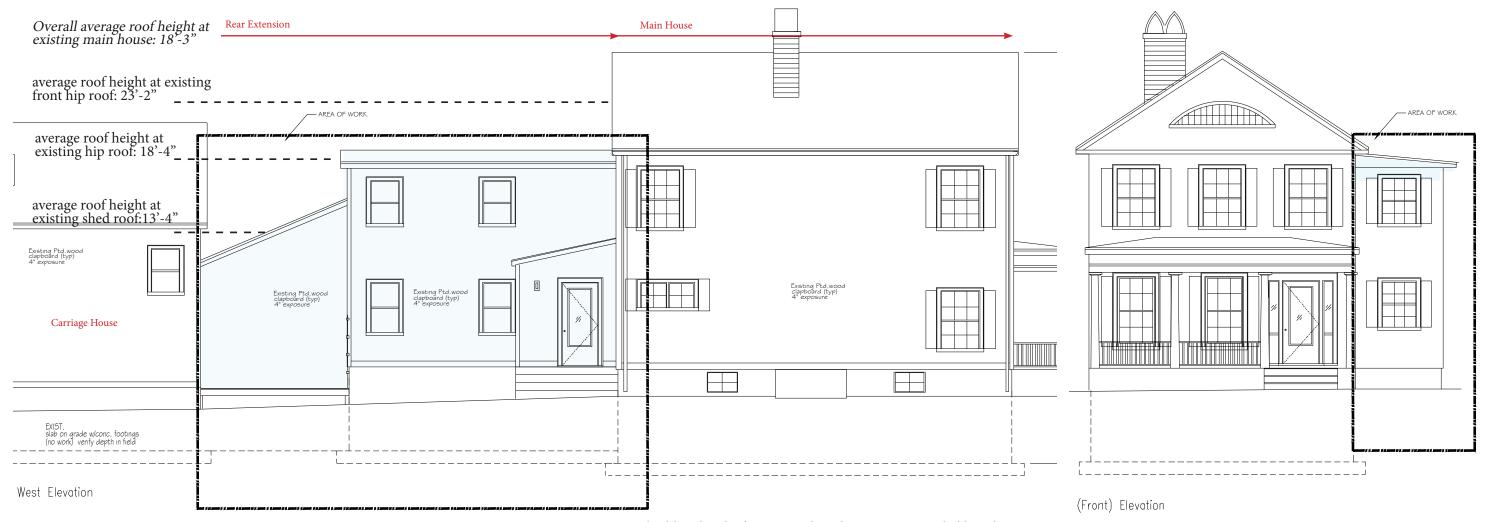


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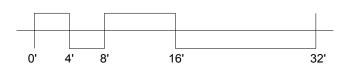


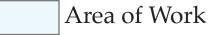




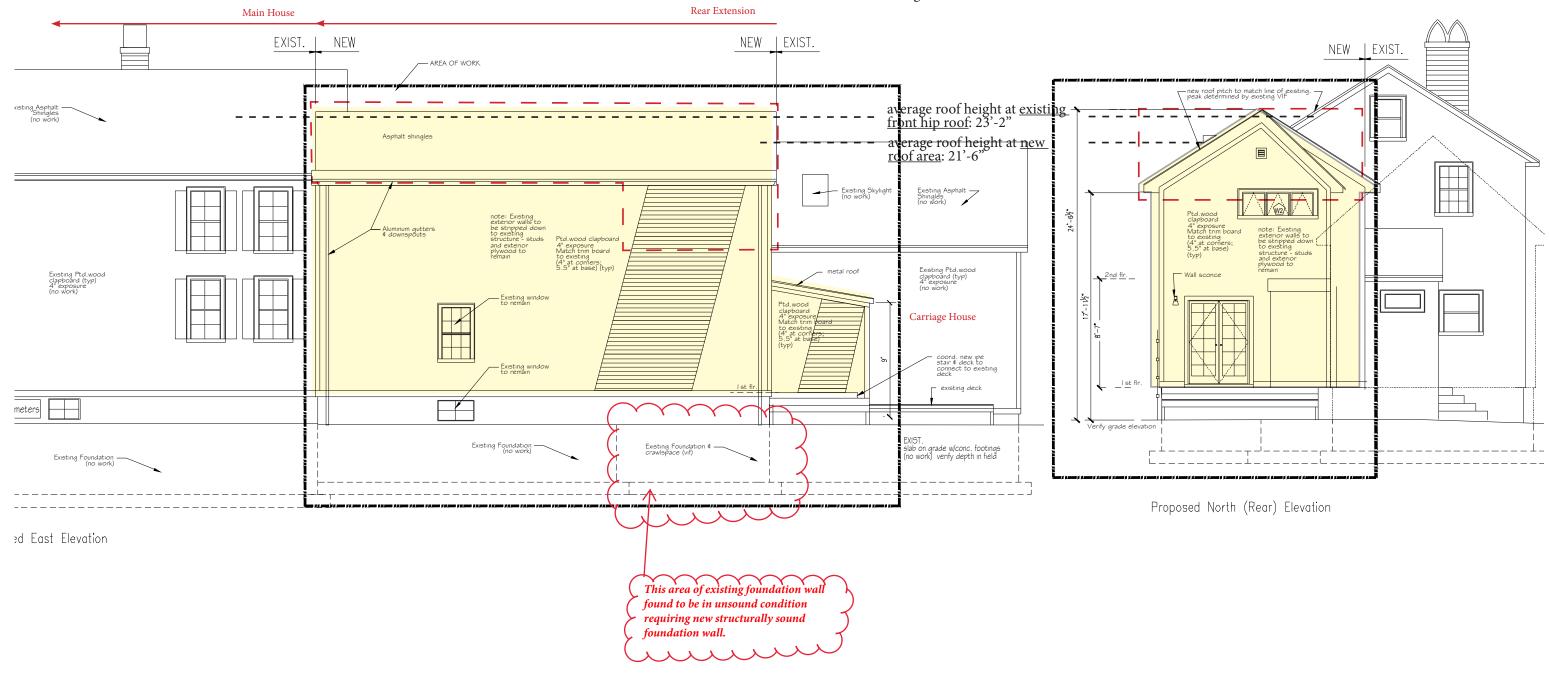
Exsisting building height dimensions based on survey provided by others.

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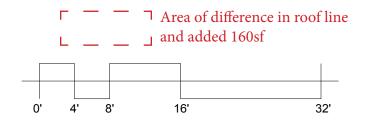




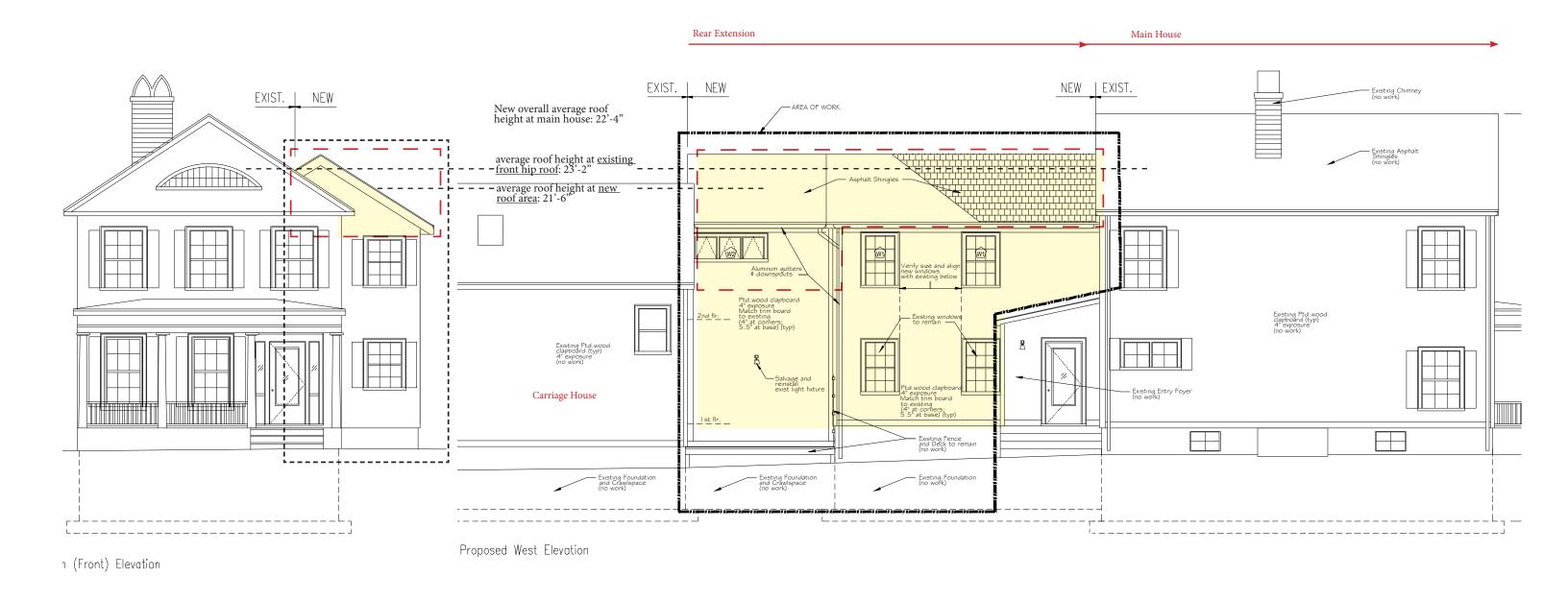
New overall average roof height at main house: 22'-4"



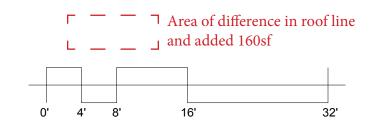
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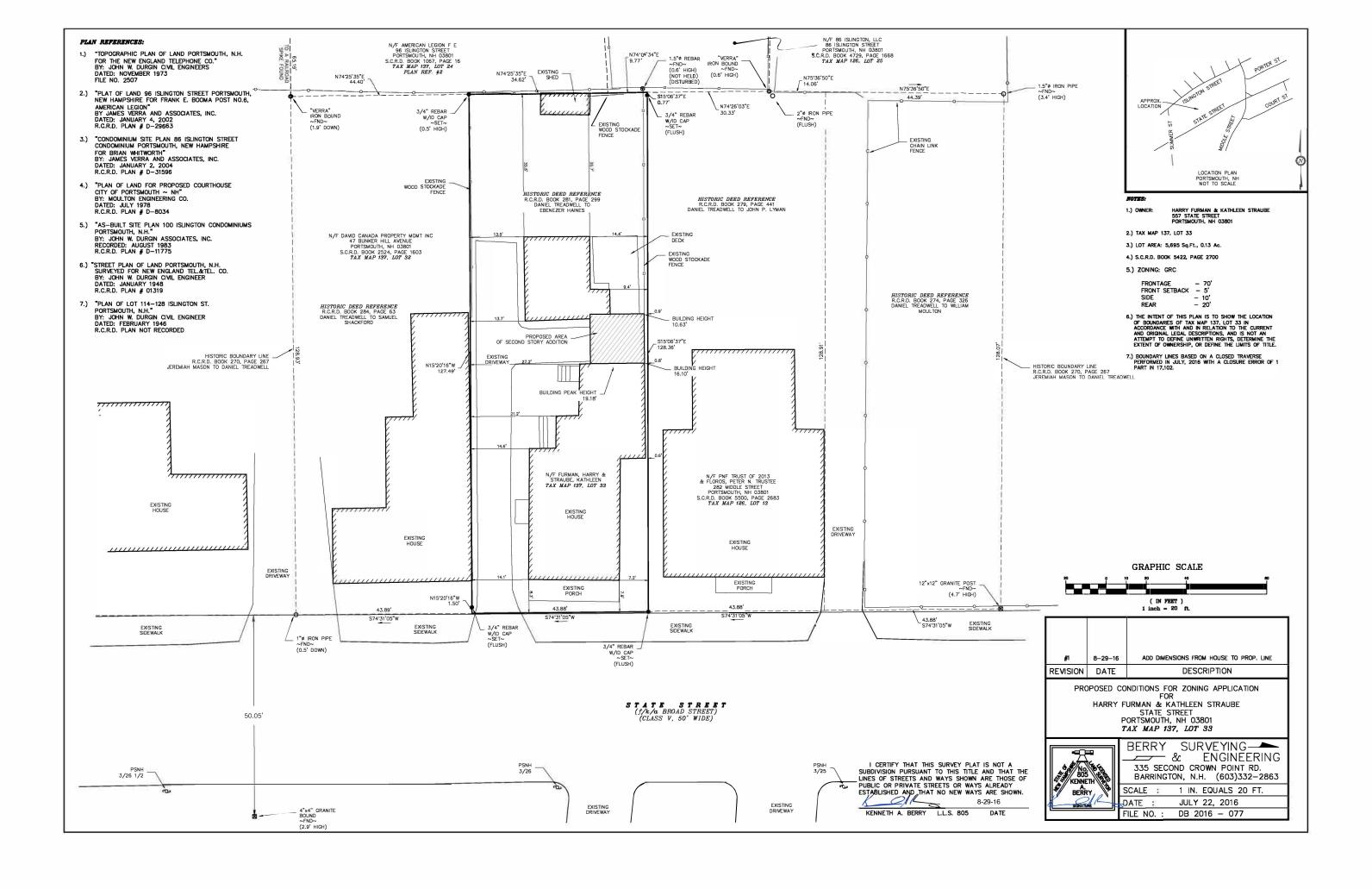


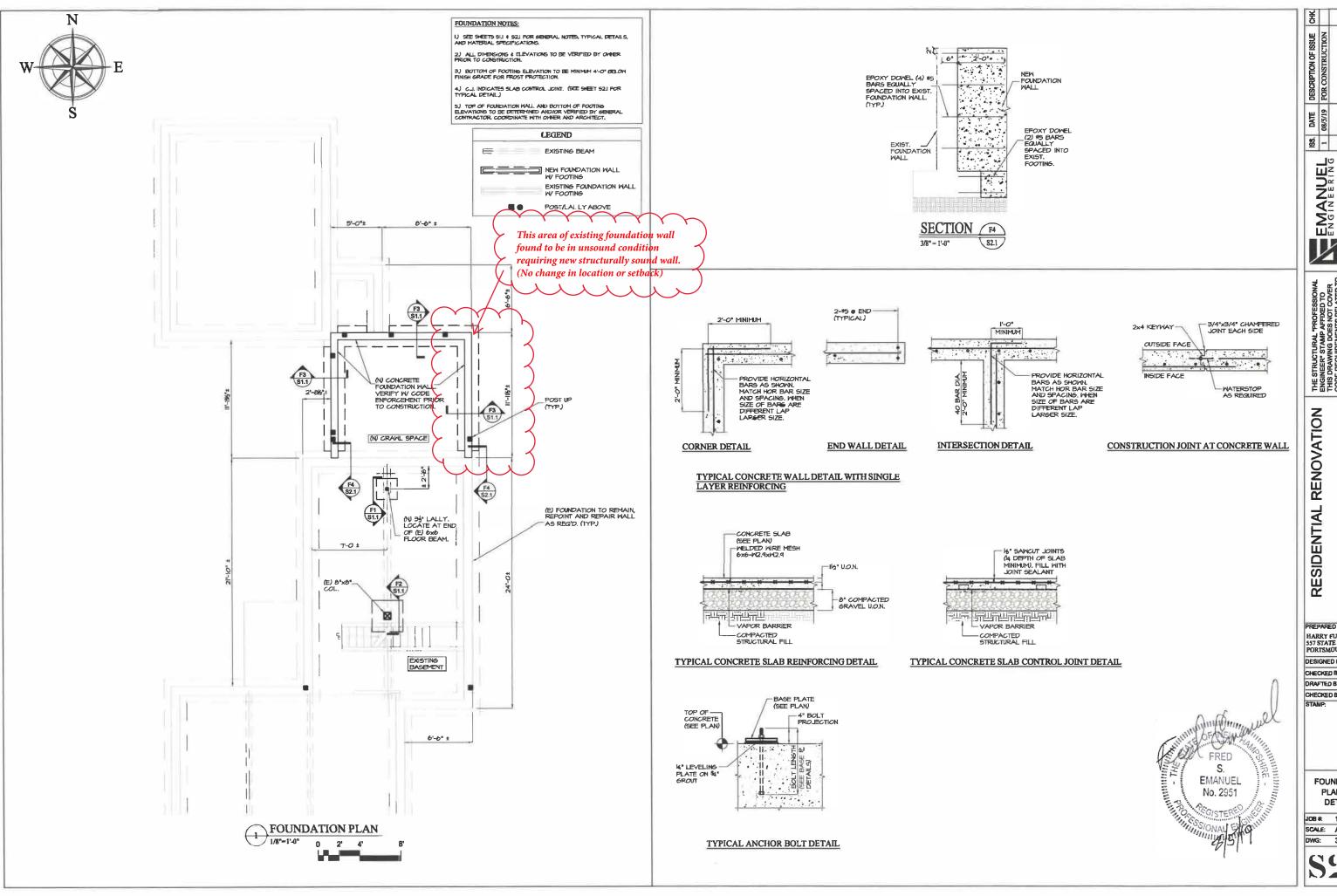


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STREET STATE

HARRY FURMAN 557 STATE STREET PORTSMOUTH, NH 0380

DESIGNED BY: MCV CHECKED BY: FSE

DRAFTED BY: MCV

CHECKED BY: FSE

FOUNDATION PLAN AND DETAILS

JOB# 19-084

SCALE: AS NOTED DWG: 3 OF 3

CITY OF PORTSMOUTH Zoning Board of Adjustment Application

Department Use Only		Date
Assessor Plan #	Lot #	Fee
Zone	Lot area	By
Fill in below by printing	g in ink or typing / Complete al	Il Blanks or indicate "N/A" if not applicable
Applicant	Owner of	f Record
Applicant Street Address	Owner S	treet Address
Applicant City / State / Zip	Owner C	City / State / Zip
Applicant phone ()	Owner p	phone ()
Applicant e-mail		
Location (street address) of proposed v	work:	
Existing use:		
Undersigned hereby requests:		Article and Section
□ Appeal from an Administrative DecSee Article 2, Section 10.234.30□ Special Exception	cision	Article and Section
See Article 2, Section 10.232.20 ☐ Variance		
See Article 2, Section 10.233.20		
☐ Other See Article 2, Section 10.233.20		
To permit the following:		
Ordinance as demonstrated in the attace. Only complete applications will be accefilled out application with original signate documents or photos. Incomplete application	ched submittals. Epted by the deadline date. tures, the application fee, and lications will not be accepte	A complete application shall consist of: a completely nd 12 packets of required plans and any supporting ed. Applications received after the deadline will be stative is required to attend the Public Hearing for the
Signature of Owner		Date
Please PRINT name here		

rev June 3, 2014 Page 1 of 2

Applicant's Responsibilities

- 1. All applications for Variances and Special Exceptions must be submitted to the Planning Department prior to the published deadline. In the case of Appeals from an Administrative Decision, the appeal shall be filed no later than 30 days from the date of the action which is being appealed.
- 2. A Building Permit application must also be filed for the project for which zoning relief is being sought. The Building Permit application can be submitted with the Board of Adjustment application or filed prior. The Planning Department may waive this requirement when the application is for a substandard lot for subdivision purposes and no other zoning relief is required.
- 3. An applicant shall be one of the following: a) the owner of record of the property, or b) the holder of a valid purchase and sales agreement for the purchase of the subject property, or c) the holder of a valid option for the purchase of the subject property.
- 4. All applications shall include a written statement explaining how the request complies with the requirements of the Zoning Ordinance as provided in Article 2 (see Section 10.234.30 for Administrative Appeals, Section 10.233.20 for Variances, Section 10.232.20 for Special Exceptions).
- 5. It is the obligation of the applicant to submit adequate plans and exhibits in accordance with the terms of the Zoning Ordinance for all applications for Administrative Appeals, Variances, Special Exceptions, and Equitable Waivers.
- 6. For applications requesting dimensional relief, the minimum requirements for adequate plans shall include the following:
- □ Site Plan(s) showing existing and proposed conditions including:
 - Front, side and rear setback / yard dimensions (this is the distance from a structure to the lot line)
 - Lot dimensions
 - Abutting street(s) and street names
 - Driveways / accessways
 - Dimensions (size and height) of structures
 - Dimensions and location of parking spaces

- Scale of all drawings and plans (the scale is the ratio of the drawing's size relative to the actual size)
- Labeled photo(s) of existing conditions
- Building plans and elevations of any proposed structures or additions
- Interior floor plans for any renovations or expansion to existing structures
- 7. For applications requesting relief from land use requirements, the minimum requirements for adequate plans shall include the following:
- □ Site Plan showing dimensions and location of parking spaces including the scale (the scale is the ratio of the drawing's size relative to the actual size)
- $\hfill \square$ Interior floor plans and/or exterior site plans showing the location of the proposed use(s)
- □ Labeled photo(s) of existing conditions
- 8. Plans should be 8 ½" x 11" in size, 11" x 17" plans may be used only if the plan would otherwise be unreadable.
- 9. The Planning Department is authorized by the Board of Adjustment to refuse applications which do not meet these minimum requirements. The Planning Department may also require additional information and/or exhibits as needed to illustrate the scope of the project. Public Hearings shall not be scheduled, advertised or held until such time as the minimum requirements for adequate plans have been submitted. The Board may postpone any application requiring more information prior to any action being taken.
- 10. The applicant shall submit one (1) original and eleven (11) copies of the application and any plans, exhibits, and supporting documents.
- 11. The applicant shall provide electronic files in Portable Document Format (PDF) of all submittals. An applicant may request a waiver from this requirement. The request should be made in writing to the Planning Director one week prior to the submission deadline and should explain why the applicant is unable to provide electronic files.

I have read the above list of responsibilities, have provided all required information, and such information is current, accurate, and complete to the best of my knowledge.

(Applicant's Signature, date)

The Applicant is encouraged to consider the following when completing the application:

- Provide neat and clear plans
- Use of color or highlights is encouraged in order to identify pertinent areas on plans
- Applicants are encouraged to review the application with a member of the Planning Department staff prior to submittal

All applicants are encouraged to discuss the project with impacted neighbors

rev June 3, 2014 Page 2 of 2

Received

City of Portsmouth, NH

1 Junkins Ave, (603) 610-7243 FAX: (603) 610-4040 www.cityofportsmouth.com

BOA	
SPR	
HDC	
CC	
OTHER	

Form Updated May 2016

Building Permit Application ADDITIONS / RENOVATIONS -- Commercial or Residential

Office II	Control	All Company	ф	Ε φ	Ch1- #.	Coah	
				Fee: \$			
Zoning District	:: HD:	: DOD: N	Iap #:	Lot #:	Building	Permit # :	
•	Print i	in Ink or Type. (Complete all blo	anks or indicate "N/A"	' if not applica	ıble.	
P	ROPERTY					PPLICANT	
Name:	ROILRII	OWILL		Name:	I DIWIII II	II LICIII (I	
Address:				Address:			
City:		State: Zi	p:	City:		State: Z	ip:
Phone:	С	ell Phone:		Phone:	Cel	1 Phone:	F
E-mail:				E-mail:			
Address of Const	wyotion.				I I.s.	:4 #.	
				I			
contractor rume.				·			
Brief Description	of Existing U	Jse(s):					
Brief Description	of Proposed	Work:					-
•	•						
All of	the informa	ation helow sho	all be shown	on <u>site plans</u> subi	mitted with	this application	1.
1111 Of 1	nie injorme	illon below sne	iii oc siiowii	on <u>sue plans</u> suoi	ittica with	ть аррисаног	••
Lot Area (sq. feet)	:		_				
Exist	Existing Buildings / Structures Proposed Buildings / Structures		es				
Building	Size*	Area of		Building	Size*	Area of	
Components	(length /	Footprint	Height	Components	(length /		Height
/ Structures	width)	(sq ft)		/ Structures	width)	(sq ft)	
	X				X		
	X				X		
-	X				X		·
-	X				X		
	X				X		
	X				X		
	X				X		
	X				X		
	SUM	=			SUM	=	

Total New Non-Residential Gross Floor Area

of New Residential Units

Total New Paved area:

Total New Parking:

Total Non-Residential Gross Floor Area

Total Paved Area (exclude building / structures)

of Residential Units

Total Parking (# of spaces)

^{*} If structures are irregular in size, write "irregular" and fill the foundation square foot area under "Area".

ADDITIONS / RENOVATIONS (cont.)

Existing Conditions	Proposed Conditions			
Setbacks (distance from closest point to lot line)	Setbacks (distance from closest point to lot line)			
Front ft. Side ft. Side ft. Rear ft.	Front ft. Side ft. Side ft. Rear ft.			
Distance from Wetlands (distance from closest point)	Distance from Wetlands (distance from closest point)			
Inland ft. Coastal ft.	Inland ft. Coastal ft.			
Expanded description of work:				
Exterior Signs				
Exterior signs require a separate permit – please complete th	e sign permit application form.			
Special Note for Food	Service Establishments			
Food service occupancies require the review of several city departments. The Portsmouth web site contains submittal information for applicants wanting to establish new food service uses or doing modifications to existing food service uses. Such modifications may include kitchen or dining area work, or changes to the cook line equipment layout. It is vital, that supporting documents be submitted with this application explaining the scope of work or modifications to be undertaken. Usually such supporting information is in the form of accurately drawn plans or sketches and equipment cut sheets. Without detailed documentation, this application cannot be processed expeditiously. Refer to: www.cityofportsmouth.com/inspection/permitappforms for the food service guidelines.				
Construction Information				
rooms and spaces in enough detail to determine building cod	 Implication in the plans must show a dimensioned layout of all the compliance with the proposed construction. The following secifications. Some of this information may not be applicable. Residential Foundation plan including anchor bolt / strap information Floor plan of each story (show attic access locations). Framing plan of each story including sizes and spacings of joists and beams. Roof framing plan including sizes and spacings of rafters and roofing materials. If cathedral ceiling design, provide supporting ridge details. Framing cross sections where applicable. Accessibility design details. Wall sections, showing all wall materials, including headers sizes. Bedroom window sizes and if "tilt-clean" style. Insulation amounts on all exterior walls and ceilings (including basement) All interior and exterior stair details showing tread depth, riser height, and handrail and guardrails. Location of hard wired smoke and carbon monoxide detectors. 			

ADDITIONS / RENOVATIONS (cont.)

Additional Construction Information

Provide information on various additional trades or features listed below:				
Sewerage System: City Sewer? Y / N Subsurface? Y / N State Septic Permit Number City Water? Y / N State Well Permit Number:				
Plumbing Contractor: (Separate Permit/Plans Required)				
Mechanical Contractor: (Separate Permit/Plans Required)				
Electrical Contractor: (Separate Permit/Plans Required)				
Fire Sprinkler System?: Y / N (Separate Permit/Plans Required) Fire Alarm System?: Y / N (Separate Permit/Plans Required)				
The Financia System 17 14 (Separate Ferning Financia)				
Is this a RESIDENTIAL dwelling built before 1978? Y / N				
Is this a COMMERCIAL structure built before 1978 that will be used for CHILD CARE OCCUPANCY? Y / N If yes to either of the above, are you an EPA certified RRP contractor? Y / N				
If yes to <u>citator</u> of the above, are you an El 71 certified RRY contractor. 1717				
Note: Painting and remodeling in <u>dwellings</u> and commercial <u>child care occupancies</u> built before 1978 require all work to				
be in conformance with Federal EPA rules concerning lead paint. All contractors shall be certified as required by these rules.				
Tutes.				
National Flood Insurance Program Data: Flood Insurance Rate Map (FIRM) Community Number: 330139				
Map Panel Number: FIRM Zone *: Base Flood Elevation (BFE): 9 feet (NGVD)				
Elevation of lowest floor (including basement): feet (NGVD) Elevation Certificate Submitted (Y/N):				
* If addition is NOT located in a Special Flood Hazard Area (SFHA) check here:				
* If addition IS located in a SFHA based on the FIRM, but a land survey shows the property is either outside the				
floodplain or the actual elevation of the lowest floor level is above the BFE, then a Letter of Map Amendment (LOMA)				
should be completed by the owner and/or design professional.				
NOTE: If the building addition is within the SFHA, an <i>Elevation Certificate</i> and a <i>Floodproofing Certificate</i> are				
required to be completed by a licensed design professional.				
Cost of All Construction: \$				
I certify that the information given is true and correct to the best of my knowledge. <i>No change from the information in</i>				
this application will be made without approval of the Building Inspector. Construction activities shall not commence				
until the Building Permit is issued.				
I realize that when all necessary approvals have been acquired, a Building Permit may be granted by the Building				
Inspector to allow construction in conformance with this application and the plans/specifications submitted in support of				
said construction only.				
I further acknowledge that the proposed structure shall not be occupied or otherwise utilized without the issuance of a				
Building Certificate of Occupancy and only after all necessary inspections have been requested and completed. I am also				
aware that the disposal of waste generated from this project is my responsibility and not part of the City's				
Trash/Recycling Program.				
Signature of Applicant Date If Not Owner, State Relationship				
Plans Submitted: Site Floor Framing Electrical Plumbing Mechanical Rolled Other				

Page 3 of 3