



# Town of Wilton, NH Zoning Board of Adjustment

## Notice of Decision

The administrative appeal by the John and Kristen Marois Revocable Trust has been denied. The applicant appealed a decision of the Wilton Building Inspector that a newly constructed accessory dwelling unit in the existing home at Lot B-39-3, 303 Curtis Farm Road, requires payment of an impact fee pursuant to Article 25 of the Wilton Zoning Ordinance. The applicant argued that the fee should be waived because it was not assessed prior to issuance of the building permit as required by the Ordinance. The Zoning Board found that the fee was assessed when the rate was specified in the Impact Fee Schedule in Appendix VIII of the Wilton Land Use Laws and Regulations. The Zoning Board further found that because the impact fee was legally imposed, the Board had no authority to waive or modify it.

The selectmen, any party to the action or proceedings, or any person directly affected thereby may apply for a rehearing of this decision. A request for a rehearing must be filed in writing with the Zoning Board of Adjustment on or before Thursday, June 11, 2020, and must fully specify all grounds on which the rehearing is requested. (N.H. RSA 677:2)

Sincerely,

Neil Faiman, Chairperson  
Wilton ZBA

Case #5/12/20-1, decided Tuesday, May 12, 2020