

Please see the attached addendum to my request
for rehearing

Thank you

Susan M Latham

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10-6-22



4/14/22-1 Latham

REASON FOR REQUEST:

(1) The Board applied an unreasonably narrow standard in deciding the issue of hardship."

(2) The Board failed to give adequate consideration to the loss of open space that would result from compliance with the ordinance, and thereby abdicated its duty to further the purpose of the Ordinance, as set forth in §1.0 to "protect[] . . . open space . . ."

(3) The Board failed to consider the "general public purposes of the ordinance provision" at issue, and thereby failed adequately to address whether a "fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property," as mandated under RSA 674:33(1)(b)(5)(A)(i).

(4) The Board relied on impermissible criteria in denying the request for variance. See the Board Chairperson's comment, at line 61 of the uncorrected minutes, that "the .22-acre lot is already overbuilt."

(5) Finally, because I did not have the assistance of counsel when I filed my request for a variance, I was unaware that I should prepare a plot plan. I have since been advised that providing the Board with a plot plan would assist in making clear to the Board why the size and configuration of my property make it

impossible to add any additional living space to the main house. Granting my request for rehearing would give me the opportunity to submit a plot plan and other relevant evidence for the Board's consideration.