

**TOWN OF DURHAM
BOARD OF APPEALS
PUBLIC HEARING MINUTES
NOVEMBER 17, 2020**

Members present via Zoom: Barbara Schneider, Chair; Gary Wood; Dean Clark; Terry Kirk; Milton Simon; Paul First; Heather Roy.

1)Riverbend Landscaping – Appeal of denial of Conditional Use Permit

Gary Wood Moves to find that the Appeal is timely. Terry Kirk Seconds. Motion Carries 5-0.

Gary Wood Moves to interpret the word “structure” to include the walled bin. Milton Simon Seconds. Motion Carries 5-0.

Gary Wood Moves to say that the Durham Planning Board did not err by finding that the Conditional Use Permit did not satisfy paragraph 5 of the Durham ordinance. Terry Kirk Seconds. Motion Carries 5-0.

Gary Wood Moves to deny the Appeal. Terry Kirk Seconds. Motion Carries 5-0.

2)Carll Junkyard – Appeal of Code Enforcement Officer’s decision regarding the use of the Royalsborough Road property as a junkyard.

Gary Wood Moves that the Appeal be sustained and the Code Enforcement Officer be authorized to issue a permit to Kenneth Carll, subject to the approval of the Durham Select Board. Milton Simon Seconds. Motion Carries 4-0 (Schneider recused).

Gary Wood Adjourns the public hearing at 7:50 p.m.

Respectfully submitted,

Kathy Dion
Meetings Secretary