



PLANNING & DEVELOPMENT DEPARTMENT  
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Planning & Zoning  
Community Development  
Conservation Commission  
Historic District Commission  
Arts & Culture Commission

**ZONING BOARD OF ADJUSTMENT  
NOTICE OF DECISION  
Case No 2013-04**

February 14, 2013

**2013-04** Application by Mark Murphy (Herbert Electric) on behalf of Dick's Realty, Inc. (Poulin Automotive) for a variance under Article 42.8 Section (c)(3) of the City's Zoning Ordinance to permit nine (9) wall signs where five (5) already exist and where only one (1) is allowed.

**Location:** 401 North Main Street  
Map 114 Lot 6 Business 2 Zone

The above variance was **GRANTED** as requested, at the Zoning Board of Adjustment's February 13, 2013 meeting, by an affirmative vote of at least three members of the Zoning Board of Adjustment with the stipulation:

**The arch structure must be attached to the building**

Reasons for granting this variance are:

- The variance is not contrary to the public interest because it will not negatively impact health and the general welfare.
- The spirit of the ordinance is observed because it will not negatively impact health and the general welfare.
- If granted, the benefit to this individual applicant outweighs any harm to the community as a whole.
- The value of surrounding properties will not be diminished because the hours of operation are such that impacts from increased levels of noise, light, activity or traffic are not problematic.

Ralph Torr, Chair  
Rochester Board of Adjustment

**It is the applicant's responsibility to obtain any applicable permits from local, state, and federal agencies. Contact the City of Rochester Code Enforcement Department at 332-3508 to apply for any necessary permits and certificates. Any work completed within the thirty (30) day appeal period, explained below, is at your risk**

**Note:** Any person affected has a right to appeal this decision. A request for a rehearing is the first step of an appeal. The request must be submitted to the Planning Department within **thirty (30) days** (calendar days starting the day after the decision is made). If a rehearing is not granted, the next step is to appeal to Superior Court within thirty (30) days. If a rehearing IS granted, it is the responsibility of the original applicant to present the case to the Zoning Board, with the same obligations and following the same procedure used when the case was first heard

cc: Building Safety Department  
Assessing Department  
File