



TOWN OF KITTERY, MAINE
200 Rogers Road, Kittery, ME 03904
Telephone: (207) 439-0459 Fax: (207) 439-6806
Code Enforcement OFFICE

December 3, 2007

NOTICE
TOWN OF KITTERY

Public hearings by the Kittery Zoning Board of Appeals will be held at the Kittery Town Hall on Tuesday evening, December 11, 2007, at 7:00 p.m. to hear the following appeals to the terms of the Kittery Land Use and Development Code Zoning Ordinances:

1. Irving Oil Corporation for James Howell requesting an Administrative Appeal to overturn the decision of the Code Enforcement Officer and allow Irving Oil Corporation to relocate the existing CAT scale sign or similar replacement sign on the property as a lawfully nonconforming sign. Located at 20 Ranger Drive, Kittery, Map 13 Lot 5-11, 18 Ranger Drive, Kittery, Map 13 Lot 5-12, and 103 U.S. Route 1 By-Pass, Kittery, Map 13 Lot 9 in the Commercial Zone. 13-5-11-13-5-12-13-9-07-57
2. Irving Oil Corporation for James Howell requesting a Miscellaneous Appeal to the terms of Title 16, Section 32, Subsection 620 (Page 338.3), of the Kittery Land Use and Development Code Zoning Ordinance in order to approve relocation on the property of the existing CAT scale sign, or of a similar replacement, as a lawfully nonconforming sign. Located at 20 Ranger Drive, Kittery, Map 13 Lot 5-11, 18 Ranger Drive, Kittery, Map 13 Lot 5-12, and 103 U.S. Route 1 By-Pass, Kittery, Map 13 Lot 9 in the Commercial Zone. 13-5-11-13-5-12-13-9-07-58
3. Irving Oil Corporation for James Howell requesting an Administrative Appeal to overturn the decision of the Code Enforcement Officer and allow Irving Oil Corporation to replace the existing fuel canopy and fuel pump signage as lawfully nonconforming signage. Located at 20 Ranger Drive, Kittery, Map 13 Lot 5-11, 18 Ranger Drive, Kittery, Map 13 Lot 5-12, and 103 U.S. Route 1 By-Pass, Kittery, Map 13 Lot 9 in the Commercial Zone. 13-5-11-13-5-12-13-9-07-59
4. Irving Oil Corporation for James Howell requesting a Miscellaneous Appeal to the terms of Title 16, Section 32, Subsection 580I (Page 336) and Title 16, Section 32, Subsection 595B2A (Page 338) of the Kittery Land Use and Development Code Zoning Ordinance in order to allow replacement of the existing fuel canopy and fuel pump signage as lawfully nonconforming signage and as a variation in nonconformance. Located at 20 Ranger Drive, Kittery, Map 13 Lot 5-11, 18 Ranger Drive, Kittery, Map 13 Lot 5-12, and 103 U.S. Route 1 By-Pass, Kittery, Map 13 Lot 9 in the Commercial Zone. 13-5-11-13-5-12-13-9-07-60

5. P&S Associates LLC requesting an Administrative Appeal to overturn the decision of the Code Enforcement Officer to construct a single family dwelling, and to construct a single family dwelling with setback no less than setback of existing dwelling to be demolished. Located at 79 Pepperrell Road, Map 26 Lot 22, in the Kittery Point Village Zone. 26-22-07-61
6. P&S Associates LLC requesting a Miscellaneous Appeal to the terms of Title 16, Section 12, Subsection 055E2 (Page 239-3) of the Kittery Land Use and Development Code Zoning Ordinance in order to raze the existing 3 unit dwelling and construct a new single family home. Located at 79 Pepperrell Road, Map 26 Lot 22, in the Kittery Point Village Zone. 26-22-07-62

PLEASE NOTE: In accordance with 16.04.050.B1 of the Code, applicants must submit their packet of information at least 14 days ahead of the scheduled meeting. Other persons must make any submittals, with the exception of maps and photographs, at the Town Hall at least five days prior to the hearing date, or such submittals will be excluded from being admitted into evidence.

CC:
 Chairman, Town Council
 Town Manager
 Code Enforcement Officer
 Board of Appeals Members
 Chairman, Conservation Commission
 Chairman, Planning Board
 Duncan McEachern, Esquire

APPLICANTS:

Applicants for 13/5-11, 13/5-12, 13/9

- 1.-4. Irving Oil Corporation, c/o Perkins Thompson, Attorneys & Counselors At Law, One Canal Plaza, P.O. Box 426, Portland, ME 04112
 Howells Inc., P.O. Box 344, Kittery, ME 03904-0344

Applicants for 26/22

- 5.-6. P&S Associates LLC, P.O. Box 450, Kittery, ME 03904-0450

ABUTTERS:

Abutters for 13/5-11, 13/5-12, 13/9

- 1.-4.
- 13/5-6 BOC Group Inc., c/o Tax Technology Services LLC, 1121 Situs Court Suite 150, Raleigh, NC 27606
- 13/5-9 William M. Wyman Jr., P.O. Box 304, Kittery, ME 03904-0304
- 13/5-10 William M. Wyman Jr.
- 13/8 Kittery Hotels Inc., Rodeway Inn, 2 Gorges Road, Kittery, ME 03904-1051
- 13/12 Ruth E. Bowen, 19 Tippy Lane, Eliot, ME 03903
- 14/1 J S Pelkey Funeral Services Inc., 125 Old Post Road, Kittery, ME 03904-1064
- 14/4 Patricia A. McEachern, c/o Mary M. Keenan, 91 LaFayette Road, Portsmouth, NH 03801
- 14/10 Patrick L. J. Veilleux, P.O. Box 5, Kittery, ME 03904-0005
- 14/12 Doris H. Veilleux, P.O. Box 5, Kittery, ME 03904-0005

Abutters for 26/22

5.-6.

- 26/11 Neila J. Arnold, P.O. Box 31, Kittery Point, ME 03905-0031
- 26/12 Nathan B. & Brooke R. Roberts, 4010 Northwest 24th Terrace, Boca Raton, FL 33431
- 26/17 Inhabitants of Kittery
- 26/19 Samuel Seabury Reid & Juliet W. Reid, P.O. Box 161, Kittery Point, ME 03905-0161
- 26/21 Samuel Seabury Reid & Juliet W. Reid
- 26/23 James C. Lucy, c/o P&S Associates LLC, P.O. Box 450, Kittery, ME 03904-0450
- 26/24 George O. & Neila J. Arnold, P.O. Box 31, Kittery Point, ME 03905-0031
- 26/25 Frances M. Driscoll, P.O. Box 207, Kittery Point, ME 03905-0207
- 27/1 Richard R. & Sally A. Weeman, P.O. Box 117, Kittery Point, ME 03905-0117
- 27/1A Elizabeth R. Segers, 78 Cypress Street #2, Brookline, MA 02301
- 27/2 Pepperrell Family Assoc Corp, c/o Frank Frisbee ETAL, P.O. Box 247, Kittery Point, ME 03905-0247
- 27/2A Frisbees Supermarket Inc., P.O. Box 247, Kittery Point, ME 03905-0247
- 27/3 Clinton E. & Jennifer J. Reed, P.O. Box 24, Kittery Point, ME 03905-0024
- 27/4 Blanche B. Frisbee, c/o Celeste Frisbee, P.O. Box 125, Kittery Point, ME 03905-0125
- 27/51 Frank C. Frisbee III, c/o Frank C. Frisbee II, 84 Pepperrell Road, Kittery Point, ME 03905-5119
- 27/52 Mary Armour Miller, Fergus Reid, Brooke Roberts, 92 Woodland Road, New Canaan, CT 06840
- 27/53 Joanne H. Moynihan, P.O. Box 148, Kittery Point, ME 03905-0148