

**TOWN OF RAYMOND
401 Webbs Mills Road
Raymond, Maine 04071**

**APPEALS BOARD
Public Hearing
MINUTES
Monday, March 29, 1999**

ATTENDANCE: Peter Leavitt, Chairman; Lawrence Murch; Jim Stephenson; Jack Cooper, Code Enforcement Officer; Arnold Maietta; Dominic Maietta; John Odum; and Vincent Maietta.

1. **Call to order.** Peter Leavitt called the meeting to order at 7:04 p.m. at the Town Hall.
2. Consideration of previous Minutes.

MOTION: Lawrence Murch motioned to approve the Minutes of January 25, 1999. Seconded by Jim Stephenson.

VOTE: Unanimous.

3. Maietta, Arnold and Dominic Map 77, Lot 26 122 Thomas Pond Terrace Rd.

Seeking a variance for setback to enclose existing deck area to be included in living space.

DISCUSSION: Arnold Maietta addressed the Board stating that a full foundation was recently put in to replace the old foundation which was falling apart and causing structural movement and damage. Arnold Maietta stated that the deck area had been in place for 20 years. Mr. Maietta continued to discuss the current floor plan and the impact of a stairway to the cellar. John Odum, contractor, spoke in favor of the variance. There was no opposition. Mr. Leavitt stated that he visited the site on a site walk. Mr. Murch asked how long the Maietta's had owned the property and said that ordinances have changed over the years. Arnold Maietta responded that they had owned the property since 1974. Mr. Leavitt confirmed that the lot measured 50' x 125' and that 20' is needed on each side and that the variance would only provide 10' on one side and 4' on the other with the structure being 44' or 45' from the water. Vincent Maietta, contractor spoke regarding the necessity of expansion. Mr. Leavitt asked if there was outside access to the basement. A. Maietta confirmed that there was outside access to the cellar.

MOTION: Peter Leavitt motioned to deny the application because all four of the articles have not been met. Seconded by Jim Stephenson.

VOTE: No vote.

Peter Leavitt opened the matter for further discussion and another motion.

DISCUSSION: Mr. Murch stated that he was sympathetic to anyone who owns a Clifford Swan lot. Dominic Maietta spoke to defend their application.

MOTION: Lawrence Murch motioned to grant the request for variance with the stipulation that the property will be used as a seasonal dwelling only and that this stipulation be made a part of the deed to the property and that the property can never be a year round structure.

Seconded by Jim Stephenson.

VOTE: Two (2) in favor. One (1) opposed (Peter Leavitt).

4. Other business.

None.

5. Adjourn.

MOTION: Peter Leavitt motioned to adjourn the meeting. Seconded by Jim Stephenson.

VOTE: Unanimous.

ADJOURNMENT: Peter Leavitt adjourned the meeting at 7:44 p.m.

Respectfully submitted,

Elisa A. Trepanier
Recording Secretary