

**TROY ZONING BOARD AGENDA  
TUESDAY, OCTOBER 19, 2021 AT 6:30 P.M.  
TROY TOWN HALL**

*The public is encouraged to attend the Troy Zoning Board meetings. Comments are welcome during the "Public Comments" portions of the agenda. Input on other agenda items is welcome upon recognition by the Board Chairman.*

**1. CALL TO ORDER**

**PUBLIC HEARING 6:35P.M.**

**2. Tolman Road, Re-Hearing-Lang**

- a. Application Review
- b. Public Comments
- c. Discussion
- d. Vote
- e. Close Public Hearing

**3. Tolman Road, Re-Hearing-Fougiere**

- a. Application Review
- b. Public Comments
- c. Discussion
- d. Vote
- e. Close Public Hearing

**4. Review of Meeting Minutes**

**5. Public Comments**

**6. Adjournment**



# Town of Troy

16 Central Square - PO Box 249 - Troy, New Hampshire 03465

October 12, 2021

The Zoning Board of Adjustment has decided to rehear the case from Mr. & Mrs. Daniel Lang Case regarding the Tolman Road building permits. The Board voted to hear only the following issues raised by the Lang:

1. Whether the ZBA is “allowed to Raise, *Sua Sponte*, Constitutional Issues; and considering any Constitutional Issues Was Beyond the Authority of the Board.” This issue was raised at Section F of the Rehearing Motion;
2. Whether “the Constitutionality of the Ordinance Was Ripe for the ZBA To Determine.” This issue was raised in Section G. of the Rehearing Motion;
3. Whether “The ZBA’s Process and Procedures Violated The Lang’s Procedural Due Process Rights:”
4. Whether “the ZBA’s Decision Was Incorrect on the Merits;” See Section I of the Rehearing Motion; and
5. Whether “the ZBA Held an Illegal Meeting” as claimed in Section J.

The Board also made the decision to hear the appeal from Mr. Daniel Fougere, Fougere Construction on the same building permits.

The Board reviewed both requests and voted on same, as follows:

**MOTION** to approve the requests on October 19, 2021 beginning at 6:30 p.m., as noted above: Justin Jones, **SECOND** by Kyle Smith. Four members of the Board voted in favor of the motion. Four members abstained – Curtis Hopkins, Courtney Davis, Tyler Bagster, and Richard HKS Thackston.

These matters will be reheard by the ZBA on October 19<sup>th</sup>, 2021 beginning at 6:30 PM at Troy Town Hall, 16 Central Square, Troy, NH 03465