

**Town of Milford  
Zoning Board of Adjustment Minutes  
September 16, 2010  
Warren & Lorraine Kearn  
Case #28-10  
Variance**

Present: Kevin Johnson – Vice Chairman  
Fletcher Seagroves  
Laura Horning  
Steve Winder  
Michael Unsworth - Alternate

Katherine Bauer – Board of Selectmen representative  
Zach Tripp - Alternate

Absent: Steven Bonczar - Chairman

Secretary: Kathryn Parenti

Warren and Lorraine Kearn are seeking a variance and a special exception to allow the construction of an Accessory Dwelling Unit (ADU) which would not exceed 700 square feet in size. The subject property is 75 Mason Road, Map 42, Lot 4-1 and the applicable district is Residence “R”.

The variance being requested (Case #28-10) is a variance from Article V, Section 5.04.4, which establishes a minimum lot size in the Residence “R” district as two (2) acres for a single-family use.

If the variance is allowed, the applicants are then seeking a special exception (Case #24-10) for an Accessory Dwelling Unit (ADU) as permitted by special exception in the Residence “R” district, which request is made pursuant to and in conformance with Article X, Section 10.02.6.

Motion to Approve: \_\_\_\_\_

Seconded: \_\_\_\_\_

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

Kevin Johnson, Vice Chairman, noted this case would no longer be required and asked if the applicant wished to withdraw this case.

David Sturm, attorney for the applicants, stated they would like to withdraw this case.

K. Johnson asked if there was a motion to accept the request for withdrawal.

F. Seagroves made the motion to accept the request for withdrawal of Case #28-10.

M. Unsworth seconded the motion.

L. Horning, S. Winder, M. Unsworth, F. Seagroves and K. Johnson were all in favor of accepting the request for withdrawal of Case #28-10.