

1. 14 SAMOSET DRIVE - VARIANCE

Documents:

[VARIANCE APPLICATION - 14 SAMOSET DRIVE.PDF](#)

2. 18 SAMOSET DRIVE - VARIANCE

Documents:

[VARIANCE APPLICATION - 18 SAMOSET DRIVE.PDF](#)

3. 175 MAIN STREET - VARIANCE

Documents:

[VARIANCE APPLICATION - 175 MAIN STREET.PDF](#)

4. 24 VIA TOSCANA/ARTISAN DRIVE/SOUTH VILLAGE DRIVE - VARIANCE

Documents:

[VARIANCE APPLICATION - 24 VIA TOSCANA - ARTISAN DR - S VILLAGE DR.PDF](#)

**ZONING BOARD OF ADJUSTMENT  
Town of Salem, New Hampshire**

**VARIANCE APPLICATION**

Name of Applicant: **JAMES MENIATES JR & GAIL EMANIATES 2019 TRUST**  
Tele #: **603-437-5000**

Address of Applicant: **-SAME-**

Address of Property: **14 SAMOSET DRIVE**

Owner of Property: **-SAME-** If same as above, write same.  
Tele #: **603-560-4678**  
If same as above, write same.

Address of Owner: **14 SAMOSET DRIVE, SALEM, NH 0307910**

Agent: If same as above, write same.  
**Benchmark LLC. 50 Nashua Road, Suite 305**  
**Londonderry NH 03053**

Location of Property: Map #: **55** Lot #: **6805**

Zoning Classification: **RURAL**

Are there any current Zoning Violations on the Property other than those that may be listed on this Application? (If Yes, please fully describe below). YES \_\_\_\_\_ NO **X**

The undersigned hereby requests a variance from Article **III**, Section **490-302C(1)** and asks that said terms of the Zoning Ordinance be waived to permit **TO ALLOW CONSTRUCTION OF AN ACCESSORY DWELLING UNIT ON AN EXISTING SINGLE FAMILY HOME WHERE A PORTION OF THIS ADDITION WILL PLACE THE CLOSEST CORNER OF THE ADU 22 FEET FROM THE LOT LINE WHERE 30 FEET IS REQUIRED IN THE RURAL DISTRICT.**

The undersigned alleges that the following circumstances exist to support this variance request.



1. The variance will not be contrary to the public interest because:

**THIS IS A RESIDENTIAL AREA AND THE LOT IS DEVELOPED WITH A SINGLE FAMILY HOME. THE SURROUNDING SUBDIVISION WAS CREATED WHEN THE ZONING IN THIS AREA REQUIRED SMALLER LOT SIZES.**

**THE STATE HAS JUST PASSED LEGISLATION TO ALLOW MORE DIVERSE HOUSING OPTIONS, INCLUDING ADU'S (HOUSE BILL 577)**

**ADDING THE ADU WOULD ALLOW FOR MINIMAL CHANGE TO THE AREA. THE ADDITION IS TO THE REAR OF THE EXSTING GARAGE AREA OF THE HOME AND THE APPEARANCE OF THE ADDITION WOULD REMAIN WITH THE LOOK OF A RESIDENTIAL HOME.**

**WITH THIS PLAN A STATE APPROVED SEPTIC FOR THIS USE WILL BE PERMITTED.**

2. The spirit of the ordinance is observed because:

**THIS PROPERTY IS ZONED RURAL AND THE PROPOSAL IS TO ALLOW AN ADU TO BE ADDED TO THE EXISTING HOME. THE ADDITION WILL BE CONSTRUCTED TO TODAYS BUILDING STANDARDS. ONLY ONE CORNER OF THE ADU WILL ENCROACH INTO THE SETBACK**

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3. Substantial justice is done because:

**GRANTING THIS REQUEST WILL ALLOW THE LAND OWNER TO CONSTRUCT AN ADU TO THEIR HOME.**

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4. The values of surrounding properties will not be diminished because:

**THIS LOT IS ZONED RURAL WHICH IS THE SAME ZONING AS THE ABUTTING PROPERTIES. WE ARE LOOKING TO ALLOW CONSTRUCTION OF AN ADU WHICH WILL ADD VALUE TO THE EXISTING HOME**

**OVERALL, WE DO NOT BELIEVE THIS PROJECT, AS PROPOSED, WOULD AFFECT NEIGHBORING PROPERTY VALUES.**



5. Literal enforcement of the provisions of the ordinance would result in an unnecessary hardship because: USE (A) or (B).

The "Special Conditions" of this property that distinguish it from other properties in the area are as follows:

**THIS PROPERTY HAS ENOUGH LAND AREA TO ALLOW FOR A SEPTIC FOR THIS USE. THE SHAPE OF THE EXISTING HOME HAS AN ANGLE OF THE GARAGE TO THE MAIN HOUSE WHICH MAKES BLENDING THE ADU DIFFICULT TO THE EXISTING HOME WITHOUT ENCROACHING INTO THE SETBACK**

**THE FOOTPRINT OF THIS HOME IS SUCH THAT THIS LAYOUT IS THE MOST PRACTICAL. IN THE TOWNS ZONING. WHEN WE LOOK A THE LOT SIZE OF LOTS IN THIS AREA THE LOTS IN THIS AREA MORE SIMILAR IN SIZE TO PROPERTIES IN THE RESIDENTIAL DISTRICT WHICH ALLOWS A 15 FOOT SIDE SETBACK.**

(A) Owing to the special conditions of the property, set forth above, that distinguish it from other properties in the area:

- (i) No fair and substantial relationship exists between the general public purposes of the ordinance and the specific application of that provision to the property because:

**SITE GRADES AND THE LAYOUT OF THE EXISTING HOME LIMIT PLACEMENT FOR AN ADU ON THIS LOT. THIS REQUEST WILL ALLOW THE PROPERTY OWNER TO BUILD THIS ADU FOR A RELATIVE SO THEY CAN BE CARED FOR BY THE PROPERTY OWNER.**

- (ii) The proposed use is a reasonable one because:

**THIS PROPOSAL IS TO ALLOW THE ADU TO BE 22 FEET FROM THE LOT LINE. ABOUT 100 SQUARE FEET +/- OF THE ADU IS IN THE SETBACK.**

**THE ADU IS ALSO PROPOSED BEHIND THE EXISTING BUILDING AND WITH THE SHAPE OF THE EXISTING BUILDING THIS PUSHES THE BACK CORNER OF THE ADU INTO THE SETBACK**

-OR-



If the criteria in subparagraph (A) are NOT established, an unnecessary hardship will be deemed to exist, if and only if:

(B) Owing to the special conditions, set forth above, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it because:

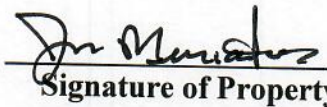
**THE LAYOUT OF THE EXISTING LOT AND BUILDING LIMITS AREAS FOR THE PROPOSED ADU, THE LOCATION CHOSEN IS SUCH THAT IT PUTS THE ADDITION BEHIND THE HOME SO THAT THE ADDITION CAN BLEND INTO THE LAYOUT OF THE EXISTING HOME**

By filing this application you are authorizing us to come onto your property to do necessary site inspections.

The undersigned acknowledges that to the best of their knowledge all of the above information is true and correct.

  
\_\_\_\_\_  
Signature of Applicant

JAMES MENIATES JR November 11, 2025  
Print Name of Applicant Date

  
\_\_\_\_\_  
Signature of Property Owner

JAMES MENIATES JR November 11, 2025  
Print Name of Property Owner Date

# PLEASE PRINT THE NAMES & LEGAL ADDRESS OF ALL ABUTTERS

IN ACCORDANCE WITH RSA 672:3, AN ABUTTER IS DEFINED AS ANY PERSON WHOSE PROPERTY ADJOINS OR IS DIRECTLY ACROSS THE STREET OR STREAM FROM THE PROPERTY TO THIS APPLICATION.

The following is a list of their names and legal mailing addresses taken from the Town of Salem Assessor's records. **APPLICANT, ENGINEER AND/OR REPRESENTATIVE** must also be included.

MAP	LOT	NAME	ADDRESS	DO NOT WRITE IN – TOWN BUSINESS
<b>55</b>	<b>6805</b>	Gail Emeniates & James Meniates 2019 trust	14 Samoset Drive	Salem, NH 03079
		BENCHMARK LLC	50 Nashua Road, Suite 305	Londonderry NH 03053
<b>45</b>	<b>6806</b>	Earl & Caroline Evans	12 Samoset Drive	Salem, New Hampshire 03079
<b>54</b>	<b>6763</b>	Harold R III & Kelly Moore	94 Lake Street	Salem, New Hampshire 03079
<b>55</b>	<b>6785</b>	Kelvin Perez	90 Lake Street	Salem, New Hampshire 03079
<b>55</b>	<b>6810</b>	Linda & Roger Trudal	88 Lake Street	Salem, New Hampshire 03079
<b>55</b>	<b>6804</b>	Michael & Cheryl Hanninen	16 Samoset Drive	Salem, New Hampshire 03079
<b>46</b>	<b>6818</b>	Antoine Antar	19 Samoset Drive	Salem, New Hampshire 03079
<b>46</b>	<b>6814</b>	Melissa Mallous	11 Samoset Drive	Salem, New Hampshire 03079

PROPERTY LOCATION: **14 Samoset Drive** MAP **55** LOT **6805**

ZBA MEETING DATE \_\_\_\_\_

PETITION # \_\_\_\_\_

Signature of Applicant

**November 14, 2025**

Date



**Town of Salem, New Hampshire**

Town Hall, 33 Geremonty Drive  
Salem, New Hampshire 03079 603-890-2020

**Permitting Hours** Monday through Friday  
8:30-9:30am & 4:00-5:00pm

**BUILDING PERMIT APPLICATION**

Date November 10, 2025 Permit # \_\_\_\_\_  
Map 55 Lot 6805 Unit# \_\_\_\_\_

**ADDRESS** 14 SAMOSET DRIVE

[www.townofsalemnh.org](http://www.townofsalemnh.org) (application valid for 60 days)

NAME OF OCCUPANT JAMES MENIATES JR & GAIL EMANIATES 2019 TRUST PHONE # \_\_\_\_\_  
NAME OF OWNER JAMES MENIATES PHONE # \_\_\_\_\_  
CONTRACTOR'S NAME BENCHMARK LLC PHONE # 603-560-4678  
CONTRACTOR'S ADDRESS 50 NASHUA ROAD#305 CITY LONDONDERRY STATE NH ZIP 03053

Impact fees are due prior to occupancy: New Dwelling \$ \_\_\_\_\_ Road Improvement \$ \_\_\_\_\_  
Assessment fees for water and sewer are due prior to occupancy \$ \_\_\_\_\_

Zone RURAL LOT LINES: Front 30 Side (L) 30 Side (R) 30 Rear 30 Corner Lot NO

Variance required? Yes ☒ No ☐ Floodplain? Yes ☐ No ☒ Wetlands? Yes ☐ No ☒ Historic District? Yes ☐ No ☒  
Town Water ☐ Town Sewer ☐ Private Well ☒ Private Septic ☒ Fire Sprinklers? Yes ☐ No ☒

RESIDENTIAL	COMMERCIAL	MISCELLANEOUS
<input checked="" type="checkbox"/> Single Family (E,P,H, F)	<input type="checkbox"/> New Commercial (E,P,F,H)	<input type="checkbox"/> Sign (P)
<input checked="" type="checkbox"/> Apartment (E,P,H)	<input type="checkbox"/> Commercial Foundation (E,P,F,H)	<input type="checkbox"/> Shed
<input type="checkbox"/> Residential Add./Alt. (E,H)	<input type="checkbox"/> Add./Alt. (E,P,F,H, ENV)	<input type="checkbox"/> Pool (E,H)
<input type="checkbox"/> Residential Raze (E,H,ENV)	<input type="checkbox"/> Municipal Add./Alt. (E,P,F,H)	<input type="checkbox"/> Repair
<input type="checkbox"/> Manufactured Home (E, H, F)	<input type="checkbox"/> Hotel/Motel (E,P,F,H)	<input type="checkbox"/> Deck (E,H)
<input type="checkbox"/> Residential Garage (E,H)	<input type="checkbox"/> Multi-Family (E,P,F,H)	<input type="checkbox"/> Casual Sales(P,F)
<input type="checkbox"/> Residential Foundation(E,P,H)	<input type="checkbox"/> Commercial Raze (E,P,F,ENV)	<input type="checkbox"/> Renew Permit (E,P,H)
<input type="checkbox"/> Shoreland CSPA (E,P,H)	<input type="checkbox"/> Change of Use (E,P,F,H)	
	<input type="checkbox"/> Change of Occupant (E,P,F,H)	

E=Engineering P=Planning F=Fire H=Health ENV=Enviro. Survey

**\*\*Residential Addition & Alteration require smoke and carbon monoxide alarms to be upgraded\*\* (IRC 314/ 315)**

**\*\*Existing Residential Fire Sprinklers shall be extended into additions/alterations\*\***

**\*\*\*PLANS ARE REQUIRED TO BE SUBMITTED\*\*\***

Estimated Value: \_\_\_\_\_ Dig Safe \_\_\_\_\_ Fee: \_\_\_\_\_

Work Description and Uses: TO ALLOW CONSTRUCTION OF A SINGLE FAMILY DWELLING WITH AN ADU.

ON A LOT WITH 158.27 FEET OF FRONTAGE WHERE 150 FEET OF FRONTAGE W/ AN ADDITIONAL 20 FEET OF FRONTAGE, FOR THE ADU,

IS REQUIRED ON AN ACCEPTED MUNICIPAL STREET AND TO ALLOW THE PROPOSED ADU ADDITION TO BE 22 FEET FROM

THE SIDE LOT LINE WHERE A MINIMUM OF 30 FEET IS REQUIRED IN THE RURAL DISTRICT

**Departmental Releases:**

Town Planner (P) \_\_\_\_\_  
Health Officer (H) \_\_\_\_\_

Town Engineer (E) \_\_\_\_\_  
Variance Sign Off \_\_\_\_\_

Fire Marshal (F) \_\_\_\_\_

I (print name) Joe Maynard agree to meet all requirements of the applicable building codes & zoning ordinances & will not backfill or cover any work until inspections have been done and the installations are approved.

Signature of Applicant

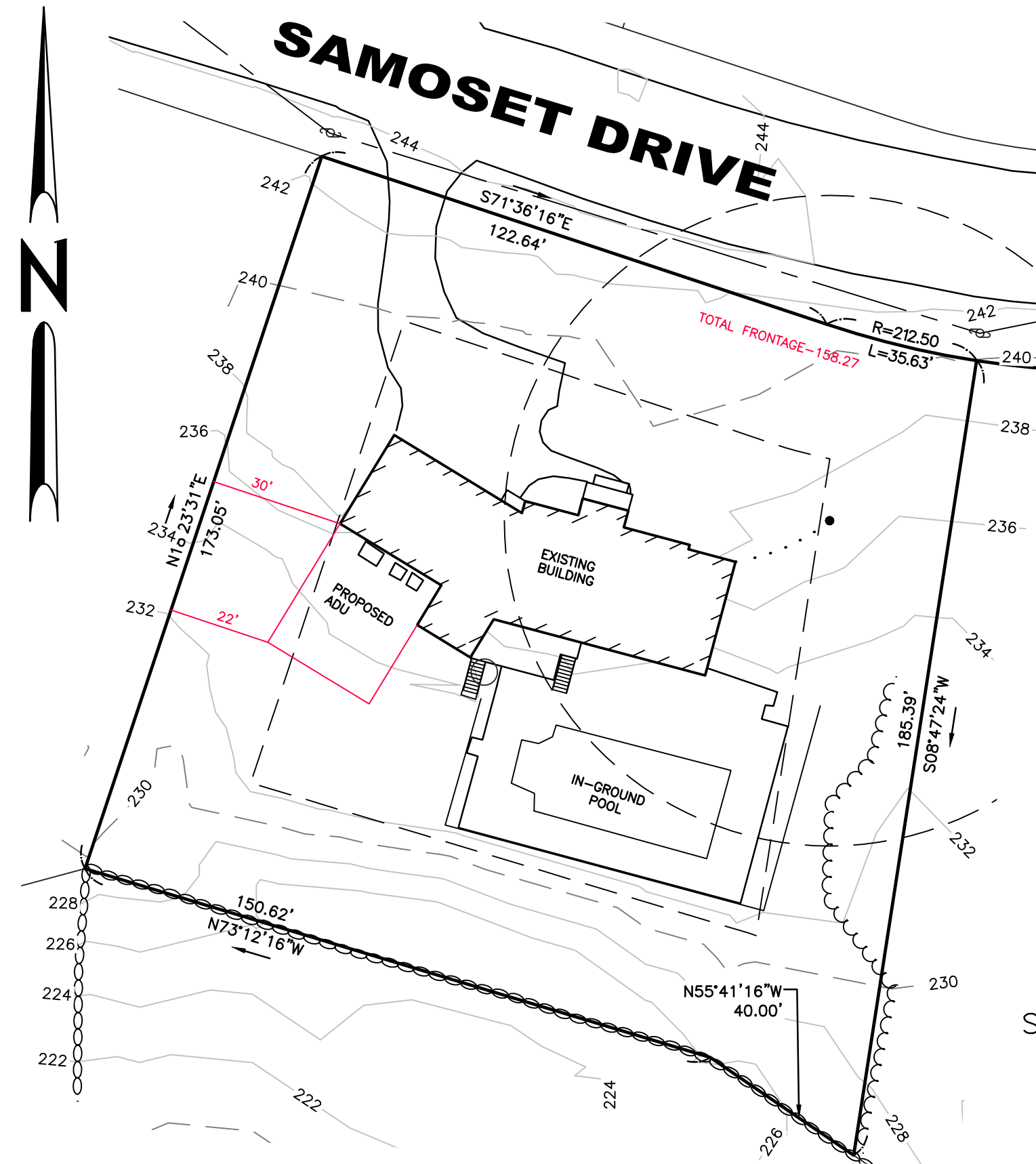
Building Official

**COMPLETE BOTH SIDES**

Developed/1-20-09(S.Kalucki) Revised 5-25-10 (I. Vidović)

Denied





#### NOTES:

- PURPOSE OF THIS PLAN IS TO SHOW THE PROPOSED IMPROVEMENTS TO THE PROPERTY LOCATED AT 14 SAMOSET DRIVE (MAP 55 LOT 6805) FOR THE PURPOSE OF APPLYING FOR A VARIANCE TO ALLOW FOR LESS THAN THE REQUIRED FRONTAGE FOR AN ADU AND TO ALLOW ONE CORNER OF THE PROPOSED ADU TO BE IN THE SIDE SETBACK
- TOTAL PARCEL AREA 0.69 ACRES (FROM PLAN REFERENCES)
- PARCEL ZONE: RURAL
- ZONING REQUIREMENTS
  - MINIMUM LOT SIZE - 5 ACRES
  - MINIMUM FRONTAGE - 150' PLUS 20 FOR EACH ADDITIONAL UNIT
  - FRONT SETBACK - 30 FEET
  - SIDE SETBACK - 30 FEET
  - REAR SETBACK - 30 FEET
  - MAXIMUM COVERAGE - 30% BUILDING 1 UNIT/LOT
- SURVEY COMPLETED IN CONJUNCTION WITH RANGEWAY LAND SURVEY & DESIGN  
252 DANIEL PLUMMER ROAD  
GOFFSTOWN, NEW HAMPSHIRE 03045



PLOT PLAN

**TAX MAP 55 LOT 6805**

**#14 SAMOSET DRIVE**

**SALEM, NEW HAMPSHIRE 03079**

OWNER OF RECORD/PREPARED FOR  
JAMES MENIATES JR & GAIL EMANIATES 2019 TRUST  
14 SAMOSET DRIVE  
SALEM, NEW HAMPSHIRE 03079  
RCRD BOOK 6653/PAGE 1045

SCALE: 1"=30'

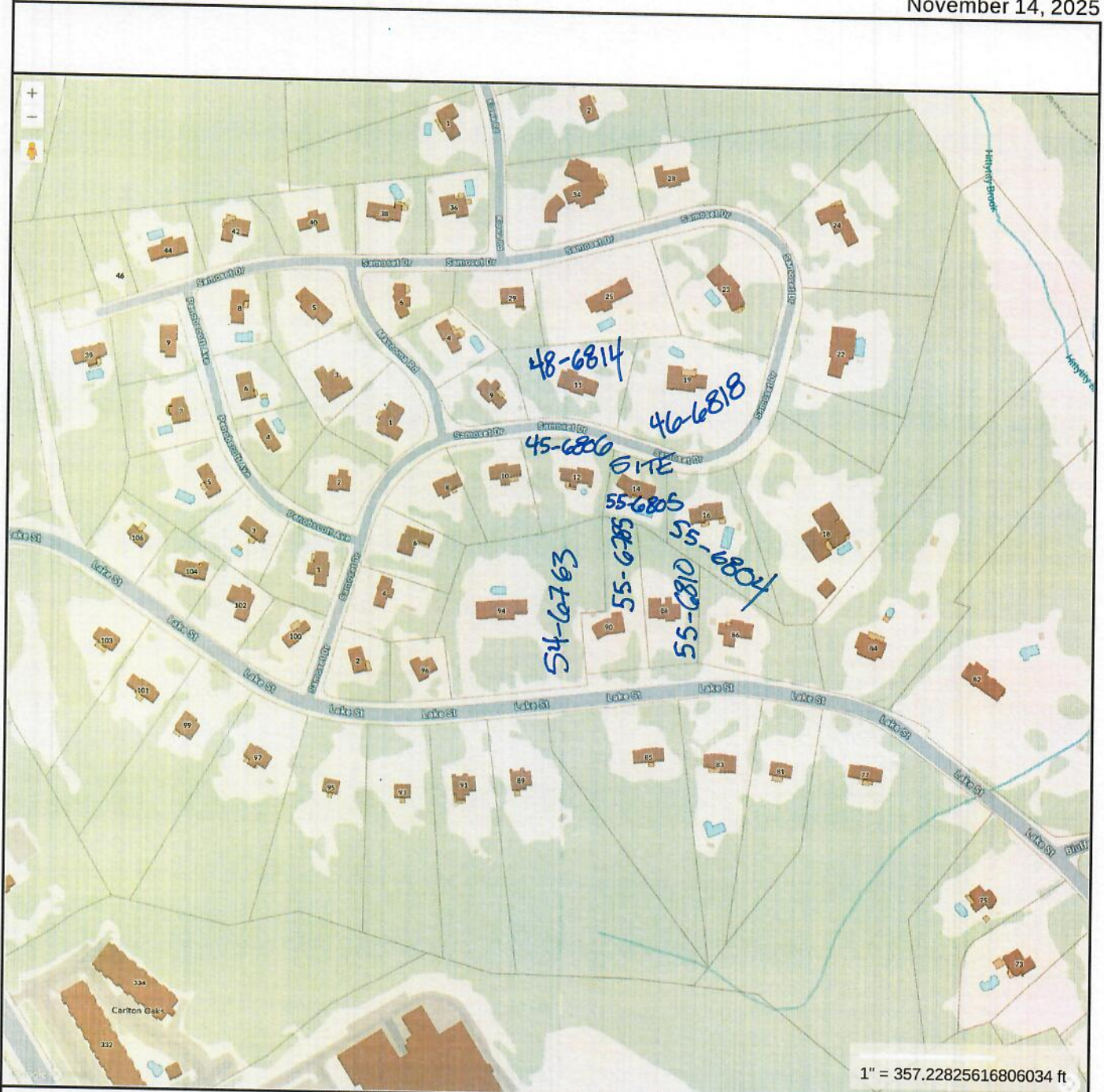
SHEET 1 OF 1 NOVEMBER 09, 2025



**BENCHMARK LLC**

Consulting Engineers Land Planners  
50 Nashua Road, Suite 305  
Londonderry, New Hampshire 03053  
Phone: (603) 437-5000





**MAP FOR REFERENCE ONLY  
NOT A LEGAL DOCUMENT**

Town of Salem, NH makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Geometry updated 09/29/2025  
Data updated 4/01/2025

Print map scale is approximate.  
Critical layout or measurement  
activities should not be done using  
this resource.

*TAX MAP.*



State Use 1010  
Print Date 11/14/2025 11:59:38 A

CURRENT OWNER				TOPO		UTILITIES		STRT / ROAD		LOCATION		CURRENT ASSESSMENT						2232  SALEM, NH  <b>VISION</b>															
MENIATES GAIL E & JAMES JR TRUS GAIL EMENIATES 2019 TRUST & JAM 14 SAMOSET DR   SALEM NH 03079				1 Level		5 Well		1 Paved		3 Rural		Description		Code		Assessed				Assessed													
						6 Septic						RESIDENTL		1010		359,300				359,300													
												RES LAND		1010		191,100				191,100													
												RESIDENTL		1010		14,400		14,400															
				SUPPLEMENTAL DATA																													
				Alt Prcl ID 78-13/X						WB LTR D SALES RE ADD LETT SENT DISC EAS C/O																							
				ROAD ID 8143																													
				E 911																													
				UNIT #																													
				WATER B																													
				GIS ID 6805						Assoc Pid#																							
																Total 564,800 564,800																	
RECORD OF OWNERSHIP				BK-VOL/PAGE		SALE DATE		Q/U		V/I		SALE PRICE		VC		PREVIOUS ASSESSMENTS (HISTORY)																	
MENIATES GAIL E & JAMES JR TRUSTEES JANUSZ MITCHELL & LAUREN BRANCATO MAURICE G BRANCATO SUSAN M BRANCATO MAURICE G & SUSAN M				6653 1045		09-30-2025		Q		I		800,000		00		Year		Code		Assessed		Year		Code		Assessed V		Year		Code		Assessed	
				6014 2119		07-02-2019		Q		I		385,000		U		2025		1010		359,300		2024		1010		359,300		2023		1010		359,300	
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				3507 2884		09-29-2000		Q		I		218,000		U																			
																Total		564,800		Total		564,800		Total		564,800		Total		564,800			
EXEMPTIONS								OTHER ASSESSMENTS								This signature acknowledges a visit by a Data Collector or Assessor																	
Year		Code		Description		Amount		Code		Description		Number		Amount						Comm Int													
				Total		0.00																											
				ASSESSING NEIGHBORHOOD																													
Nbhd		Nbhd Name		B		Tracing		Batch																									
65																																	
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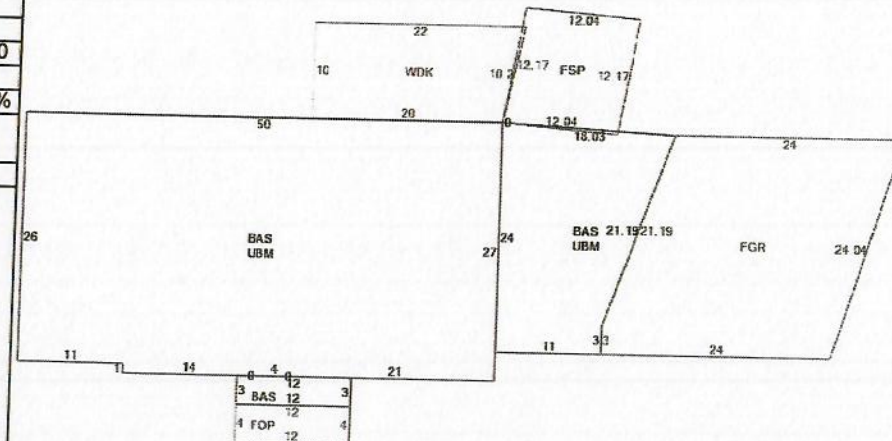


### CONSTRUCTION DETAIL

Element	Cd	Description
Style:	01	Ranch
Model	01	Residential
Grade:	05	Average +20
Stories:	1	1 Story
Occupancy	1	
Exterior Wall 1	25	Vinyl Siding
Exterior Wall 2		
Roof Structure:	03	Gable/Hip
Roof Cover	03	Asph/F Gls/Cmp
Interior Wall 1	05	Drywall/Sheet
Interior Wall 2		
Interior Flr 1	12	Hardwood
Interior Flr 2		
Heat Fuel	03	Gas
Heat Type:	05	Hot Water
AC Type:	01	None
Total Bedrooms	03	3 Bedrooms
Total Bthrms:	2	
Total Half Baths	1	
Total Xtra Fixtrs		
Total Rooms:	6	6 Rooms
Bath Style:	02	Average
Kitchen Style:	02	Average
Loc_Adj		

### CONSTRUCTION DETAIL (CONTINUED)

Element	Cd	Description
<b>CONDO DATA</b>		
Parcel Id	C	Owne 0.0
Adjust Type	Code	Description Factor%
Condo Flr		
Condo Unit		
<b>COST / MARKET VALUATION</b>		
Building Value New		423,854
Year Built		1975
Effective Year Built		2005
Depreciation Code		VG
Remodel Rating		
Year Remodeled		
Depreciation %		16
Functional Obsol		0
External Obsol		0
Trend Factor		1
Condition		
Condition %		
Percent Good		84
RCNLD		356,000
Dep % Ovr		
Dep Ovr Comment		
Misc Imp Ovr		
Misc Imp Ovr Comment		
Cost to Cure Ovr		
Cost to Cure Ovr Comment		

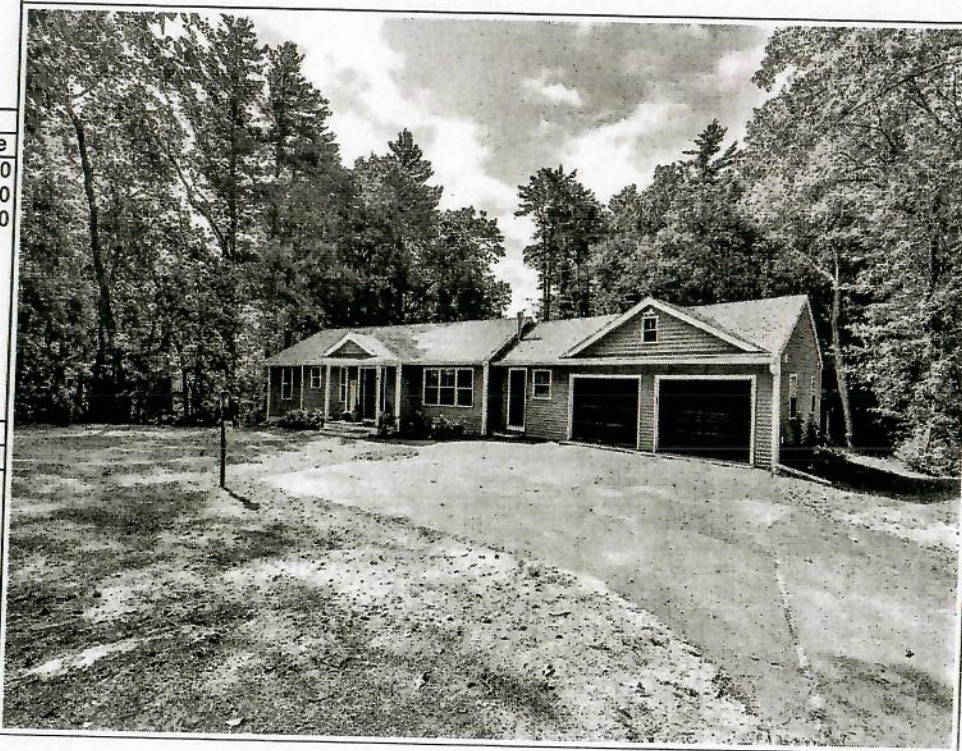


### OB - OUTBUILDING & YARD ITEMS(L) / XF - BUILDING EXTRA FEATURES(B)

Code	Description	L/B	Units	Unit Price	Yr Blt	Cond. Cd	% Gd	Grade	Grade Adj.	Appr. Value
SPL2	VINYL/PLASTI	L	800	30.00	2000		60		0.00	14,400
FPL1	FIREPLACE 1	B	1	3000.00	2003		84		0.00	2,500
HRTH	HEARTH	B	1	1000.00	2003		84		0.00	800

### BUILDING SUB-AREA SUMMARY SECTION

Code	Description	Living Area	Floor Area	Eff Area	Unit Cost	Undeprec Value
BAS	First Floor	1,707	1,707	1,707	177.30	302,651
FGR	Garage, Framed	0	563	197	62.04	34,928
FOP	Porch, Open, Finished	0	48	10	36.94	1,773
FSP	Porch, Screen, Finished	0	146	37	44.93	6,560
UBM	Basement, Unfinished	0	1,671	334	35.44	59,218
WDK	Deck, Wood	0	210	21	17.73	3,723
Ttl Gross Liv / Lease Area		1,707	4,345	2,306		408,853





E # 25033044 10/01/2025 12:53:39 PM  
 Book 6653 Page 1045 Page 1 of 3  
 Register of Deeds, Rockingham County

*Cathy Ann Tracy*

Return to:  
 James Meniates, Jr and Gail E. Meniates  
 14 Samoset Drive  
 Salem, NH 03079

LCHIP	ROA719946	25.00
TRANSFER TAX	RO139223	12,000.00
RECORDING		18.00
SURCHARGE		2.00

# WARRANTY DEED

Mitchell Janusz and Lauren Janusz, Husband and Wife, of 14 Samoset Drive, Salem, Rockingham County, New Hampshire 03079, for consideration paid, grant a 50% interest to Gail E. Meniates and James Meniates, Jr., as Trustees of the Gail E. Meniates 2019 Trust, u/d/t dated August 6, 2019, and a 50% interest to James Meniates, Jr. and Gail E. Meniates, as Trustees of the James Meniates, Jr. 2019 Trust, u/d/t dated August 6, 2019, all of 9568 Siracusa Court, Naples, Florida 34113, as Tenants in Common, with WARRANTY COVENANTS:

A certain tract or parcel of land with the buildings thereon, situated at 14 SAMOSET Drive, Town of Salem, County of Rockingham, State of New Hampshire, and being shown as Lot #31 on a Plan of land entitled "Gananoque Park, Section IV" dated July 1968. and recorded in the Rockingham County Registry of Deeds as Plan #1181, said parcel being more particularly bounded as follows:

NORTHERLY One hundred fifty-eight and 27/100 (158.27) feet by Samoset Drive;

EASTERLY One hundred eighty-five and 39/100 (185.39) feet by Lot 30;

SOUTHERLY One hundred ninety and 62/100 (190.62) feet by land now or formerly of Leopold Rorulka; and

WESTERLY One hundred seventy-three and 05/100 (173.05) feet by Lot 32.

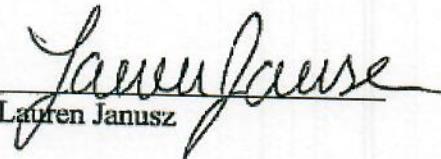
Subject to an easement to New England Telephone and Telephone Company and Granite State Electric Company recorded in Book 1861, Page 379 in the Rockingham County Registry of Deeds.

Meaning and intending to describe and convey the same premises conveyed to Mitchell Janusz and Lauren Janusz a Warranty Deed from Maurice G. Brancato, dated July 2, 2019 recorded with the Rockingham County Registry of Deeds on July 3, 2019 at Book 6014, Page 2119.

The Grantors herein release any and all rights to homestead which they have or may have had in the property described herein and affirm under oath that there are no other persons entitled to claim rights of homestead.



Executed this 30<sup>th</sup> day of September, 2025.

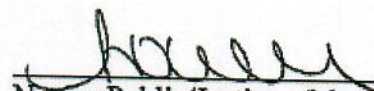
  
Lauren Janusz

COMMONWEALTH OF MASSACHUSETTS

Middlesex County

On this 30<sup>th</sup> day of September 2025, before me, the undersigned Notary Public/Justice of the Peace, personally appeared Lauren Janusz proved to me through satisfactory evidence of identification, which was MA Driver License, to be the person whose name is signed on the attached or preceding document and acknowledged to me that she signed it voluntarily for its stated purpose and that it was her free act and deed.



  
Notary Public/Justice of the Peace  
Commission expiration: 9/4/2031



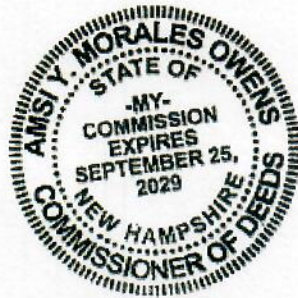
Executed this 1<sup>st</sup> day of October, 2025.

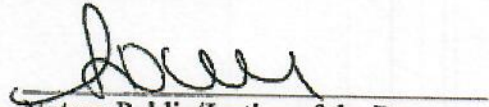
  
\_\_\_\_\_  
Mitchell Janusz

STATE OF NEW HAMPSHIRE

Rockingham County, ss.

On this 1<sup>st</sup> day of October 2025, before me, the undersigned Notary Public/Justice of the Peace, personally appeared Mitchell Janusz proved to me through satisfactory evidence of identification, which was ANH Dwyer License to be the people whose names is signed on the attached or preceding document and acknowledged to me that he signed it voluntarily for its stated purpose and that it was her free act and deed.



  
\_\_\_\_\_  
Notary Public/Justice of the Peace  
Commission expiration: 9/25/2029



**JAMES MENIATES & GAIL MENIATES 2019 TRUST  
14 SAMOSET DRIVE  
SALEM, NEW HAMPSHIRE 03079**

November 16, 2025

Town of Salem  
33 Geremonty Drive  
Salem, New Hampshire 03053

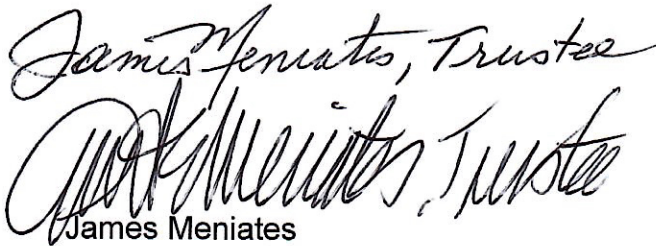
**RE: ZONING BOARD APPLICATION 14 SAMOSET DRIVE – SALEM, NH**

Town whom it may concern;

We authorize Benchmark LLC to represent our variance before the town of Salem Zoning Board.

If you have any questions please let me know

Sincerely

  
James Meniates



**ZONING BOARD OF ADJUSTMENT  
Town of Salem, New Hampshire**

**VARIANCE APPLICATION**

**Name of Applicant:** John and Deana DelVecchio **Tele #:** 603-858-2800

**Representative/Agent:** Tara Aquilina, EIT **Tele #:** 978-423-1068

**Address of Applicant:** 18 Samoset Drive Salem, NH 03079

**Address of Property:** Same  
If same as above, write same.

**Owner of Property:** Same **Tele #:** \_\_\_\_\_  
If same as above, write same.

**Address of Owner:** Same  
If same as above, write same.

**Location of Property:** **Map #:** 55 **Lot #:** 6762

**Zoning Classification:** Rural District (RU)

**Are there any current Zoning Violations on the Property other than those that may be listed on this Application?** (If Yes, please fully describe below). **YES** \_\_\_\_\_ **NO** X \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

The undersigned hereby requests a variance from Article VIII, Section 490-801C (4) and asks that said terms of the Zoning Ordinance be waived to permit \_\_\_\_\_  
We request a Variance to expand the floor space of an existing 750 SF ADU to add a second floor that will result in a total floor space for the ADU of 1,806 SF, where 950 SF is the maximum allowed by the ordinance.

The undersigned alleges that the following circumstances exist to support this variance request.

- 1. The variance will not be contrary to the public interest because:**  
See attached Variance Arguments
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_



2. The spirit of the ordinance is observed because:

[See attached Variance Arguments](#)

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3. Substantial justice is done because:

[See attached Variance Arguments](#)

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---

4. The values of surrounding properties will not be diminished because:

[See attached Variance Arguments](#)

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5. Literal enforcement of the provisions of the ordinance would result in an unnecessary hardship because: USE (A) or (B).

The "Special Conditions" of this property that distinguish it from other properties in the area are as follows:

[See attached Variance Arguments](#)

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(A) Owing to the special conditions of the property, set forth above, that distinguish it from other properties in the area:

(i) No fair and substantial relationship exists between the general public purposes of the ordinance and the specific application of that provision to the property because:

[See attached Variance Arguments](#)

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(ii) The proposed use is a reasonable one because:

[See attached Variance Arguments](#)

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---

-OR-



If the criteria in subparagraph (A) are NOT established, an unnecessary hardship will be deemed to exist, if and only if:

(B) Owing to the special conditions, set forth above, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it because:

See attached Variance Arguments

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By filing this application you are authorizing us to come onto your property to do necessary site inspections.

The undersigned acknowledges that to the best of their knowledge all of the above information is true and correct.

*Tara Aquilina*

Signature of Applicant

Tara Aquilina

Print Name of Applicant

11/12/2025

Date

Signature of Property Owner

*John DeVecchio*

Print Name of Property Owner

11/12/25

Date



# **ARGUMENTS RELATIVE TO VARIANCE REQUEST FOR RESIDENTIAL ASSESORY DWELLING UNIT EXPANSION ON LAND OWNED BY JOHN AND DEANA DELVECCHIO**

**Map 55, Lot 6762, 18 Samoset Drive**

## **A. Background**

The landowner proposes to expand the existing 750 square foot, 2-bedroom, single story accessory dwelling unit (ADU) at 18 Samoset Drive by constructing a second floor to the ADU. This will bring the total floor space of the ADU to 1,806 square feet (SF) where 950 SF is allowed by the ordinance. No additional bedrooms are proposed for the property.

The property is 8.5 acres in the Rural zone and currently consists of a 4-bedroom house with 2-bedroom ADU, for a total living area of 6,826 SF (per assessing records). There is also a detached garage and pool on the property. The property is served by onsite water and state-approved onsite septic.

The existing ADU was constructed from 2-bays of a 3-bay garage. Town records show the building permit was granted in August 2023.

The project will result in a more comfortable home for the owner's daughter and grandson by increasing the area over the existing structure while maintaining the same number of bedrooms. The expansion of the ADU will not result in any added impervious area.

## **B. Variances Requested**

We respectfully request the following variance to the Salem Zoning Ordinance:

- **Article VIII Section 490-801C (4)** to allow an ADU to have 1,806 SF of floor space where the ordinance allows a maximum of 950 SF.

The following arguments are presented in support of this variance request:

## **C. The Five Variance Criteria**

These arguments correspond to the criteria found on completed variance application forms.

### **1. The variance will not be contrary to the public interest because:**

- The requested variance will not result in a change to the character of the neighborhood. The expansion to the ADU will maintain a high-quality residential appearance that matches with the rest of the residence;
- It will not create any health or safety hazards because no additional bedrooms or use are proposed;
- It will not impact any wetlands;



**2. The spirit of the ordinance is observed because:**

- The expanded ADU will maintain neighborhood aesthetics and quality, as required by the ordinance;
- The proposed ADU is an allowed use in the Rural District;
- The expanded ADU will meet all dimensional requirements for the zoning district;

**3. Substantial justice is done because:**

- The construction of the expanded ADU would allow for residential family support for the property owner;
- The additional space meets all requirements of the building code and there is no apparent “gain” to the public by denial of the request given the large size of the property;

**4. The values of surrounding properties will not be diminished because:**

- Improvement to the property will increase subject property and abutting property values;
- The nature of use and the appearance of the structure will be consistent with the neighborhood and to the current property;

**5. Literal enforcement of the provisions of the ordinance would result in an unnecessary hardship. USE (A) or (B):**

**The “Special Conditions” of this property that distinguish it from other properties in the area are as follows:**

- This is a large 8.5 acre property that can easily support the minor increase in living area that is proposed;

**(A)Owing to the special conditions of the property, set forth above, that distinguish it from other properties in the area:**

**(A)(i) No fair and substantial relationship exists between the general public purposes of the ordinance and the specific application of that provision to the property because:**

- There is no benefit or gain to limiting the square footage to ADU given how large the property is;
- The expanded ADU can be constructed without need for an expanded footprint of the existing ADU, further demonstrating that this is a reasonable request for such a large property;

**(A)(ii) The proposed use is reasonable one because:**

- The use is reasonable because this is a large 8.5 acre (370,260 +/- SF) property that easily supports the minor 15.47 % increase in floor space that will result;
- Given the large property and no additional bedrooms proposed, there will be no negative impact to the surrounding area;

**If the criteria in subparagraph (A) are NOT established, an unnecessary hardship will be deemed to exist, if and only if:**

**(B) Owing to the special conditions, set forth above, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it because:**

- Not used.

END



# PLEASE PRINT THE NAMES & LEGAL ADDRESS OF ALL ABUTTERS

IN ACCORDANCE WITH RSA 672:3, AN ABUTTER IS DEFINED AS ANY PERSON WHOSE PROPERTY ADJOINS OR IS DIRECTLY ACROSS THE STREET OR STREAM FROM THE PROPERTY TO THIS APPLICATION.

The following is a list of their names and legal mailing addresses taken from the Town of Salem Assessor's records. **APPLICANT, ENGINEER AND/OR REPRESENTATIVE** must also be included.

MAP	LOT	NAME	ADDRESS	DO NOT WRITE IN -- TOWN BUSINESS
55	6762	John & Deana DelVecchio	18 Samoset Drive Salem, NH 03079	
46	6494	Town of Salem	33 Geremonty Drive Salem, NH 03079	
46	6801	Mark A & Sara J Kurczewski David F & Margaret Fuller Trustees Fuller Revocable Trust	24 Samoset Drive Salem, NH 03079	
46	6802 6803	Tae Y & Deanna M Kang	22 Samoset Drive Salem, NH 03079	
46	6818	Antoine M Antar	19 Samoset Drive Salem, NH 03079	
55	6804	Michael J & Cheryl A Hanninen	16 Samoset Drive Salem, NH 03079	
55	6811	Patricia Cameron Gerald M Ciardello	86 Lake Street Salem, NH 03079	
55	9967	Richard J & Paula Morrison	84 Lake Street Salem, NH 03079	
		SFC Engineering Partnership Inc.	183 Rockingham Road Unit 3 East Windham, NH 03087	

PROPERTY LOCATION: 18 Samoset Drive

MAP 55 LOT 6762

ZBA MEETING DATE 12/02/2025

PETITION # \_\_\_\_\_

*Java Agilim*

Signature of Applicant

11/14/2025

Date

**Town of Salem, New Hampshire**

Town Hall, 33 Geremonty Drive

Salem, New Hampshire 03079 603-890-2020

Permitting Hours Monday through Friday  
8:30-9:30am & 4:00-5:00pm**BUILDING PERMIT APPLICATION**Date November 13, 2025 Permit # \_\_\_\_\_Map 55 Lot 6762 Unit# \_\_\_\_\_ADDRESS 18 Samoset Drivewww.townofsalemnh.org (application valid for 60 days)

NAME OF OCCUPANT _____	PHONE # _____
NAME OF OWNER <u>John and Deana DelVecchio</u>	PHONE # _____
CONTRACTOR'S NAME <u>Owner</u>	PHONE # _____
CONTRACTOR'S ADDRESS <u>18 Samoset Drive</u>	CITY <u>Salem</u> STATE <u>NH</u> ZIP <u>03079</u>

Impact fees are due prior to occupancy: New Dwelling \$ \_\_\_\_\_ Road Improvement \$ \_\_\_\_\_  
Assessment fees for water and sewer are due prior to occupancy \$ \_\_\_\_\_Zone Rural LOT LINES: Front 119.5' Side (L) 100.5' Side (R) 124.5' Rear 120' Corner Lot \_\_\_\_\_Variance required? Yes ☒ No ☐ Floodplain? Yes ☐ No ☐ Wetlands? Yes ☐ No ☒ Historic District? Yes ☐ No ☒  
Town Water ☐ Town Sewer ☐ Private Well ☒ Private Septic ☒ Fire Sprinklers? Yes ☐ No ☐

RESIDENTIAL	COMMERCIAL	MISCELLANEOUS
<input type="checkbox"/> Single Family (E,P,H, F)	<input type="checkbox"/> New Commercial (E,P,F,H)	<input type="checkbox"/> Sign (P)
<input type="checkbox"/> Apartment (E,P,H)	<input type="checkbox"/> Commercial Foundation (E,P,F,H)	<input type="checkbox"/> Shed
<input checked="" type="checkbox"/> Residential Add./Alt. (E,H)	<input type="checkbox"/> Add./Alt. (E,P,F,H, ENV)	<input type="checkbox"/> Pool (E,H)
<input type="checkbox"/> Residential Raze (E,H,ENV)	<input type="checkbox"/> Municipal Add./Alt. (E,P,F,H)	<input type="checkbox"/> Repair
<input type="checkbox"/> Manufactured Home (E, H, F)	<input type="checkbox"/> Hotel/Motel (E,P,F,H)	<input type="checkbox"/> Deck (E,H)
<input type="checkbox"/> Residential Garage (E,H)	<input type="checkbox"/> Multi-Family (E,P,F,H)	<input type="checkbox"/> Casual Sales(P,F)
<input type="checkbox"/> Residential Foundation(E,P,H)	<input type="checkbox"/> Commercial Raze (E,P,F,ENV)	<input type="checkbox"/> Renew Permit (E,P,H)
<input type="checkbox"/> Shoreland CSPA (E,P,H)	<input type="checkbox"/> Change of Use (E,P,F,H)	<input type="checkbox"/> _____
	<input type="checkbox"/> Change of Occupant (E,P,F,H)	

E=Engineering P=Planning F=Fire H=Health ENV=Enviro. Survey

**\*\*Residential Addition & Alteration require smoke and carbon monoxide alarms to be upgraded\*\*(IRC 314/ 315)****\*\*\*Existing Residential Fire Sprinklers shall be extended into additions/alterations\*\*\*****\*\*\*PLANS ARE REQUIRED TO BE SUBMITTED\*\*\***Estimated Value: N/A Dig Safe \_\_\_\_\_ Fee: \_\_\_\_\_

Work Description and Uses: \_\_\_\_\_

Permit application is for variance purpose only. Variance request to expand the living area of an existing 750 SF ADU to add a second floor that will result in a total living area for the ADU of 1,806 SF, where 950 SF is the maximum allowed by the ordinance.**Departmental Releases:**

Town Planner (P) \_\_\_\_\_

Town Engineer (E) \_\_\_\_\_

Fire Marshal (F) \_\_\_\_\_

Health Officer (H) \_\_\_\_\_

Variance Sign Off \_\_\_\_\_

I (print name) \_\_\_\_\_ agree to meet all requirements of the applicable building codes &amp; zoning ordinances &amp; will not backfill or cover any work until inspections have been done and the installations are approved.

Deana Aquilino  
Signature of ApplicantMatt Gidycz (JADL)  
Building Official**Denied**



18 Samoset Dr Salem NH



Property Information

Property ID 2900  
Location 18 SAMOSET DR  
Owner DELVECCHIO JOHN J & DEANA



MAP FOR REFERENCE ONLY  
NOT A LEGAL DOCUMENT

Town of Salem, NH makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Geometry updated 09/29/2025  
Data updated 4/01/2025

Print map scale is approximate.  
Critical layout or measurement activities should not be done using this resource.





**PHOTO A:** View of ADU and primary home looking south.

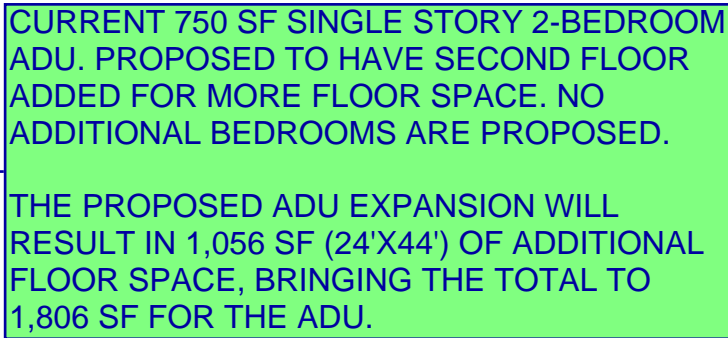


**PHOTO B:** View of existing ADU (in foreground). Note single-bay garage is at the far left of the structure.





**PHOTO C:** View looking west at the ADU. Note that single-stall garage is in the foreground.





Salem, NH 2024 Tax Maps

Map 46

Subject Lot

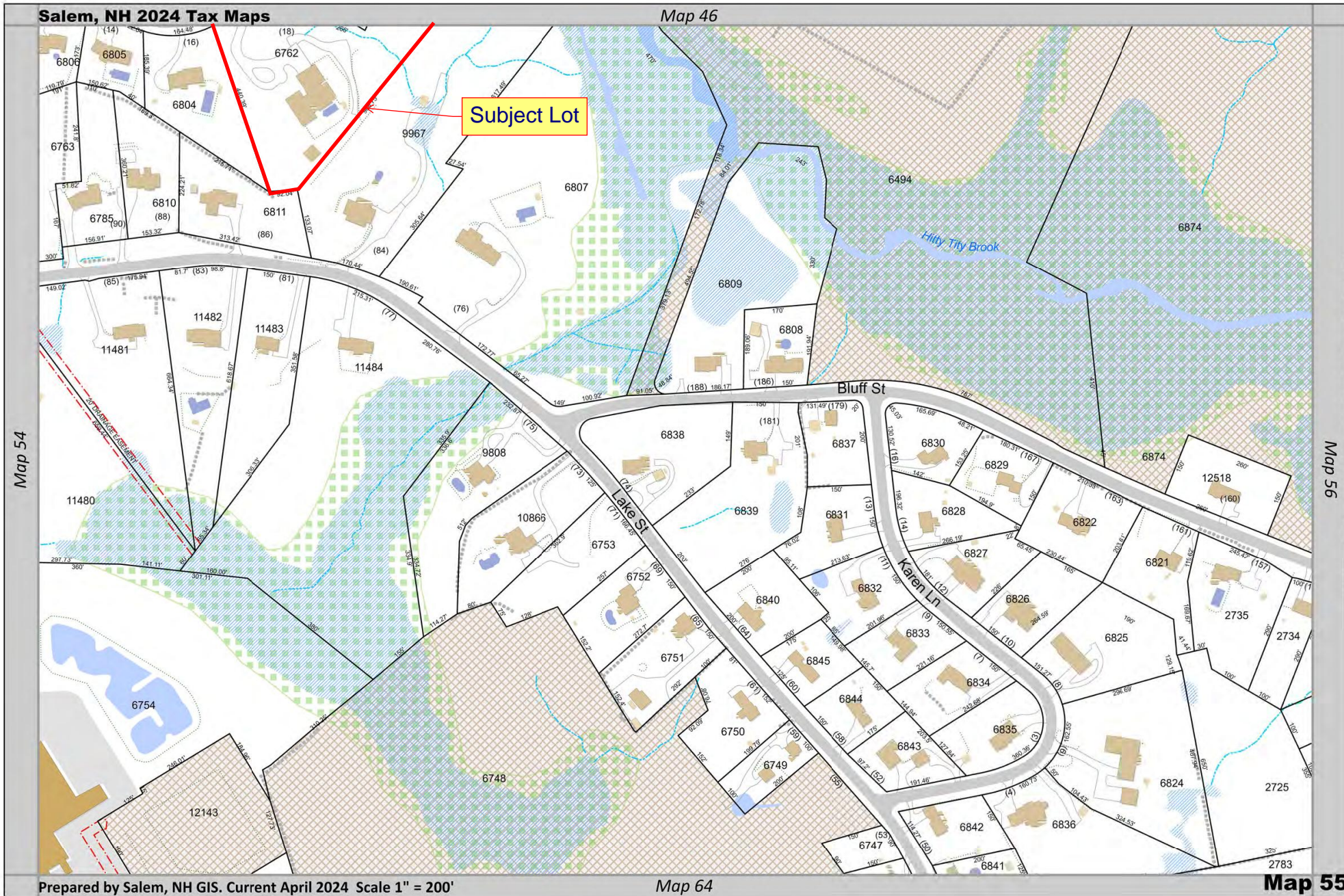
Map 54

FOR ASSESSING PURPOSES ONLY - NOT FIELD VERIFIED  
Map 56

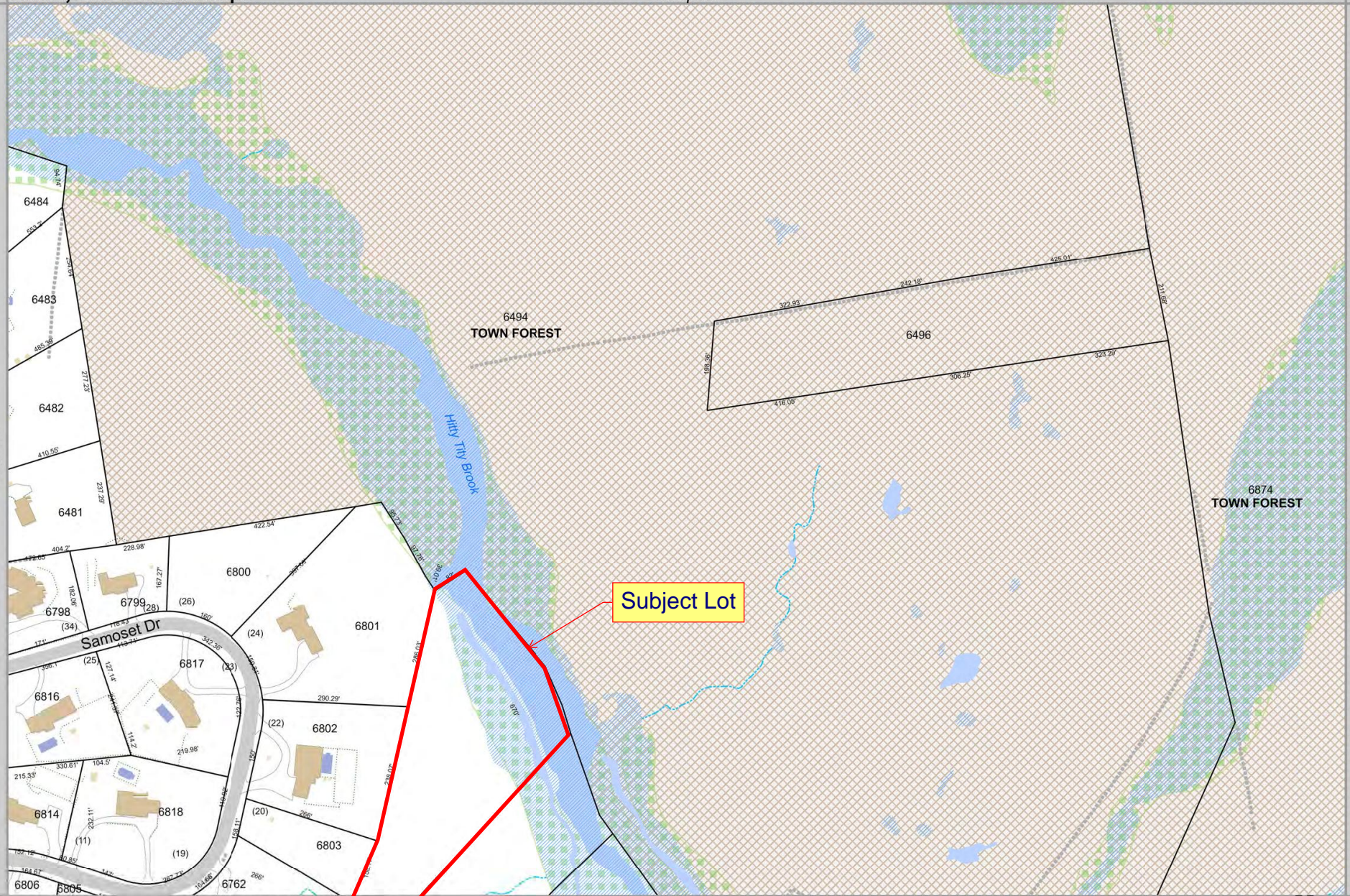
Prepared by Salem, NH GIS. Current April 2024 Scale 1" = 200'

Map 64

Map 55









18 SAMOSET DR

TAX CARD

Location 18 SAMOSET DR

Mblu 55/ / 6762/ /

Acct#

Owner DELVECCHIO JOHN J & DEANA

Assessment \$1,181,200

Appraisal \$1,181,200

PID 2900

Building Count 1

Current Value

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$943,400	\$237,800	\$1,181,200
Assessment			
Valuation Year	Improvements	Land	Total
2025	\$943,400	\$237,800	\$1,181,200

Owner of Record

Owner DELVECCHIO JOHN J & DEANA  
Co-Owner  
Address 18 SAMOSET DR  
SALEM, NH 03079-1532

Sale Price \$750,000  
Certificate  
Book & Page 5861/2019  
Sale Date 10/06/2017  
Instrument UNKQ

Ownership History

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
DELVECCHIO JOHN J & DEANA	\$750,000		5861/2019	UNKQ	10/06/2017
RUBY HOLDINGS LLC	\$675,200		5672/1700	1O	11/19/2015
RITTENBERG LEONARD TRUSTEE	\$870,000		4496/2294	UNKQ	06/15/2005
RIESER LOUIS & CONNIE J	\$867,500		3466/0087	00	04/10/2000
MULLICK SWADESH	\$0		2867/0522		02/20/1991

Building Information

Building 1 : Section 1

Year Built: 1969

Living Area: 6,826  
Replacement Cost: \$1,049,912  
Replacement Cost  
Less Depreciation: \$871,400

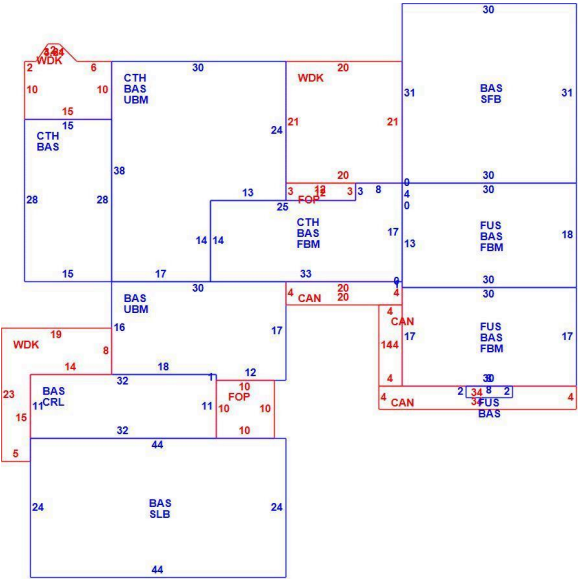
Building Attributes	
Field	Description
Style:	Modern/Contemp
Model	Residential
Grade:	Average +20
Stories:	2 Stories
Occupancy	2
Exterior Wall 1	Board & Batten
Exterior Wall 2	Stone/Masonry
Roof Structure:	Gable/Hip
Roof Cover	Asph/F Gls/Cmp
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Flr 1	Carpet
Interior Flr 2	Hardwood
Heat Fuel	Gas
Heat Type:	Forced Air-Duc
AC Type:	Central
Total Bedrooms:	6 Bedrooms
Total Bthrms:	6
Total Half Baths:	2
Total Xtra Fixtrs:	3
Total Rooms:	11 Rooms
Bath Style:	Average
Kitchen Style:	Above Avg
Loc_Adj	

Building Photo



(https://images.vgsi.com/photos/SalemNHPhotos/\0031\IMG\_0525\_31866

Building Layout



(ParcelSketch.ashx?pid=2900&bid=2900)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	5,760	5,760
FUS	Upper Story, Finished	1,066	1,066
CAN	Canopy	272	0
CRL	Crawl Space	352	0
CTH	Cathedral Ceiling	1,864	0
FBM	Basement, Finished	1,536	0
FOP	Porch, Open, Finished	136	0
SFB	Basement,Raised	930	0
SLB	Slab	1,056	0
UBM	Basement, Unfinished	1,450	0
WDK	Deck, Wood	811	0



		15,233	6,826
--	--	--------	-------

Extra Features

Extra Features				Legend
Code	Description	Size	Assessed Value	Bldg #
FPL1	FIREPLACE 1 ST	1.00 UNITS	\$2,500	1
FPO	EXTRA FPL OPEN	1.00 UNITS	\$1,000	1
FPL3	2 STORY CHIM	1.00 UNITS	\$3,300	1
GEN	GENERATOR	1.00 UNITS	\$7,900	1
KITH	KITCHEN	2.00 UNITS	\$5,000	1
SS	SHOWER STALL	1.00 UNITS	\$1,200	1

Land

Land Use

Use Code	1012
Description	SFR/IN-LAW
Zone	RUR
Neighborhood	65
Alt Land Appr	No
Category	

Land Line Valuation

Size (Acres)	8.5
Frontage	0
Depth	0
Assessed Value	\$237,800
Appraised Value	\$237,800

Outbuildings

Outbuildings						Legend
Code	Description	Sub Code	Sub Description	Size	Assessed Value	Bldg #
SPL1	POOL-INGR CONC			555.00 S.F.	\$8,000	1
SHD1	SHED FRAME			200.00 S.F.	\$1,200	1
FGR4	W/LOFT-AVG			900.00 S.F.	\$14,400	1
FGR1	GARAGE-AVE			1056.00 S.F.	\$27,500	1

Valuation History

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$943,400	\$237,800	\$1,181,200
2024	\$943,400	\$237,800	\$1,181,200
2023	\$759,100	\$237,800	\$996,900

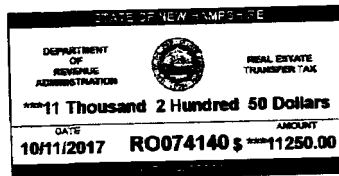
Assessment			
Valuation Year	Improvements	Land	Total
2025	\$943,400	\$237,800	\$1,181,200
2024	\$943,400	\$237,800	\$1,181,200

2023	\$759,100	\$237,800	\$996,900
------	-----------	-----------	-----------



Return Recorded Document to:  
 John & Deana Del Vecchio  
 18 Samoset Drive  
 Salem, NH 03079

Res/Title, Inc  
 175 Metro Center Blvd.  
 Suite 4  
 Warwick, RI 02886-



## WARRANTY DEED

**Ruby Holdings, LLC**, a New Hampshire Limited Liability Company, having a mailing address of 16 Industrial Way, Atkinson, NH 03811

For consideration paid, grant to

**John J. DelVecchio and Deana DelVecchio**, husband and wife, with a mailing address of 11 Wheelwright Circle, Londonderry, New Hampshire 03053, as joint tenants with rights of survivorship

With **WARRANTY COVENANTS**

A certain tract or parcel of land, with the buildings thereon, situate in Salem, County of Rockingham and State of New Hampshire, bounded and described as follows:

Beginning at a point on Samoset Drive, thence S 59° 52' 00" E a distance of 266.0 feet, more or less, to a point; thence turning and running N 30° 08' 00" E a distance of 670.72 feet, more or less, to a point; thence turning and running S 13° 15' 20" E a distance of 52.30 feet, more or less, to a point; thence turning and running N 73° 00' 00" E a distance of 92 feet, more or less, to a point at the centerline of Hitty Titty Brook; thence along said brook S 12° 39' 26" E a distance of 438.05 feet, more or less, to a point; thence turning and running S 54° 00' 43" W a distance of 968.75 feet, more or less, to a point; thence turning and running N 67° 42' 00" W a distance of 91.88 feet, more or less, to a point; thence turning and running N 02° 47' 07" W a distance of 440.59 feet, more or less, to a point at Samoset Drive; thence along a curve with a length of 164.48 feet and a radius of 212.50 feet to the point of beginning.

Containing 8.5 acres, more or less.

Being shown as Lot SPM-78-12 on an unrecorded plan entitled "Subdivision Plan for Mullick Subdivision, Samoset Drive and Lake Street, Salem, NH" prepared for Subhas & Swadesh Mullick, November 1985, by Fredette Associates, approved by the Salem

2017 OCT 11 AM 11:51

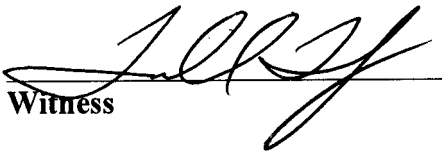
044846


ROCKINGHAM COUNTY  
 REGISTRY OF DEEDS

Planning Board on November 26, 1985. The original of this plan can be found at the Salem City Hall, Salem, New Hampshire.

Meaning and intending to describe and convey the same premises conveyed to grantors herein by deed of the Leonard Rittenberg Revocable Trust, dated November 19, 2015 and recorded at the Rockingham County Registry of Deeds in Book 5672, Page 1700.

Witness my hand this 6TH day of October, 2017.

  
Witness

  
Ruby Holdings, LLC  
By: Robert L. Allen, its Manager

STATE NEW HAMPSHIRE  
COUNTY OF ROCKINGHAM

October 6, 2017

Then personally appeared before me the above named, Robert L. Allen, as Manager of Ruby Holdings, LLC, and acknowledged the foregoing to be his free act and deed, for its intended purpose.



  
Notary Public  
My Commission Expires:



November 12, 2025

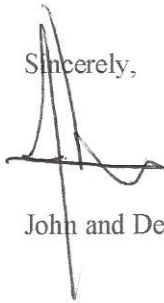
Town of Salem  
33 Geremonty Drive  
Salem, NH 03079

Re: **Letter of Authorization**  
**18 Samoset Drive- Map 55, Lot 6762**

To Whom it May Concern:

John and Deana DelVecchio hereby authorizes SFC Engineering Partnership to represent us throughout the design and permitting process for our property at 18 Samoset Drive in Salem, NH.

Sincerely,

A stylized handwritten signature, likely belonging to John DelVecchio, consisting of a large, sweeping 'J' followed by a horizontal line and a vertical stroke.A handwritten signature in cursive script, clearly legible as 'Deana DelVecchio'.

John and Deana DelVecchio

**TOWN OF SALEM – ZONING BOARD OF ADJUSTMENT**  
**APPLICATION CHECKLIST** rev. 10-18-2016

**For Applications to be considered complete and placed on an Agenda, you must have the following:**

**\*Please Note: Numbers 1 through 7 will need 13 copies of each\***

1. **APPLICATION FORM** – signed and completed by owner and/or representative \_\_\_\_\_
2. **ABUTTERS LIST** – including Applicant, Engineer, Surveyor, or Representative \_\_\_\_\_
3. **DENIED BUILDING PERMIT APPLICATION** (completed) so you can apply for a Variance, Appeal, or Special Exception \_\_\_\_\_
4. **CERTIFIED PLOT PLAN** (prepared by a professional Engineer or Surveyor) clearly showing the proposed use, and **PLAN MUST SHOW:** \_\_\_\_\_
  - A. Location of existing and proposed structures, additions, and their dimensions in square feet \_\_\_\_\_
  - B. Distances on all sides between buildings and property lines \_\_\_\_\_
  - C. Information on septic system, leach field and well – existing or proposed \_\_\_\_\_
  - D. All other pertinent information, including but not limited to conservation easements, current use enrollment, and any other restrictions of encumbrances of record \_\_\_\_\_
  - E. 11" x 17" copies are acceptable if readable \_\_\_\_\_
  - F. Please provide digital (pdf) version of plans if possible \_\_\_\_\_
5. **TAX MAP AND TAX CARD** (these documents may be obtained at the Assessor's Department). Please **highlight** the applicable lot on the Tax Map pertaining to the application. \_\_\_\_\_
6. Current **RECORDED DEED** with copy of any covenants (book & page) \_\_\_\_\_
7. If you are not the property owner, a **LETTER FROM THE OWNER** authorizing applicant to file on owner's behalf. \_\_\_\_\_
8. **TWO SETS OF MAILING LABELS** w/addresses of abutters, holders of any conservation, preservation, development or agricultural preservation restrictions of record, applicant, attorney and/or representative and every engineer, architect, land surveyor or soil scientist whose professional seal appears on the plan. Also, photos and/or drawings of proposed use may be helpful. \_\_\_\_\_
9. **PLEASE COLLATE ALL MATERIAL IN THIS ORDER:** Application, abutters list, denied building permit application, plot plan (folded), tax map and tax card, deed, PERMISSION LETTER (IF APPLICABLE), and all other pertinent information that will be included to make a packet complete. **You should have 13 packets.** These packets must be presented to the Planning Director or the Planning Division secretary on or before **12:00pm** of the filing deadline. \_\_\_\_\_
- If **WETLANDS** are reflected on the Plan, state on the Plan who delineated the wetlands and provide the date of the delineation. If your appeal involves wetlands, the wetlands must be flagged prior to the ZBA members' site visit.
- House number and address of the property must be seen clearly from the road. By filing this application you are authorizing the ZBA to come onto your property to do necessary site inspections.



- If the site is "land only", please post a card on the property noting the property address and be certain it can be seen clearly from the road.

**FEES:**        \$150.00 (this includes \$125.00 application fee, along with \$25.00 Legal Notice Fee)  
                 plus \$5.00 per Abutter Notification (include applicant, Attorney and/or representative)  
                 Rehearing: \$50.00 Continuation: \$50.00

Applicants are encouraged to meet with the Planning Director or his designee prior to submitting applications to ensure all required material is available.

**INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.**

You should be prepared to make a full presentation to the Board of Adjustment at the public hearing and you must address all criteria in Section 490-901K. Any information submitted the night of the meeting should be given to the five Board members, five Alternates and the Secretary who will put it in the file folder.

Your Variance is valid for two years. You must obtain a building permit within two years or your Variance will expire.

If you have any additional questions, please contact Planning Director Jacob LaFontaine at 890-2083 or [jlafontaine@salemnh.gov](mailto:jlafontaine@salemnh.gov)

**ZONING BOARD OF ADJUSTMENT**  
**Town of Salem, New Hampshire**

FILE COPY

**VARIANCE APPLICATION**

**Name of Applicant:** Robert A. Salemi, Trustee

**Tele #:** \_\_\_\_\_

**Representative/Agent:** Beaumont & Campbell, Prof. Ass'n.

**Tele #:** 603-898-2635

**Address of Applicant:** 1 Stiles Road, Suite 107, Salem, NH 03079

**Address of Property:** 175 Main Street \_\_\_\_\_

If same as above, write same.

**Owner of Property:** Robert A. Salemi, Trustee \_\_\_\_\_ **Tele #:** \_\_\_\_\_

If same as above, write same.

**Address of Owner:** 171 Main Street, Salem, NH 03079

If same as above, write same.

**Location of Property:**      **Map #:** 90

**Lot #:** 1288

**Zoning Classification:**      Business Office I / Residential

**Are there any current Zoning Violations on the Property other than those that may be listed on this Application?** (If Yes, please fully describe below).      YES \_\_\_\_\_ NO X \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The undersigned hereby requests a variance from Article IV, Section 490-401(C)(1) and asks that said terms of the Zoning Ordinance be waived to permit the existing two-family structure to remain on a lot having 163.05 feet of frontage, where 190 feet would be required by Ordinance at 175 Main Street in the Business Office I District.

The undersigned alleges that the following circumstances exist to support this variance request.

1. **The variance will not be contrary to the public interest because:**    The proposed use will not result in any threat to the health, safety and general welfare of the community; a prior variance was granted to subdivide without realization that a frontage variance would be necessary; the Planning Board has already approved a subdivision of the property and the plan has been recorded at the Registry; the character of the neighborhood is not changed, as Main Street in this area has several multi-family housing developments.

\_\_\_\_\_  
\_\_\_\_\_



**2. The spirit of the ordinance is observed because:**

Residential Housing is an allowed use in the District; frontage requirement is to provide spacing and regulate density; the existing structure will be accessible from front and side; spacing along Main Street is similar to other parcels.

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**3. Substantial justice is done because:**

The variance will rectify an oversight on a variance originally granted in 2024; subsequent action by the Planning Board has approved the subdivision, which has been recorded. There is no apparent gain to the Community by denying the request, which will compromise a residential housing project.

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**4. The values of surrounding properties will not be diminished because:**

Structure currently exists, and there would be no physical modifications in allowing the structure to remain.

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**5. Literal enforcement of the provisions of the ordinance would result in an unnecessary hardship because: USE (A) or (B).**

**The “Special Conditions” of this property that distinguish it from other properties in the area are as follows:**

The lot was created through a recent subdivision and the frontage issue was not discovered; the adjoining lot has been the subject of significant engineering and design.

**(A) Owing to the special conditions of the property, set forth above, that distinguish it from other properties in the area:**

**(i) No fair and substantial relationship exists between the general public purposes of the ordinance and the specific application of that provision to the property because:**

The lot was developed at a time when two-family dwellings were developed without additional required frontage.

**(ii) The proposed use is a reasonable one because:**

It continues to allow additional housing opportunities similar to others which exist on Main Street.

-OR-

If the criteria in subparagraph (A) are NOT established, an unnecessary hardship will be deemed to exist, if and only if:

(B) Owing to the special conditions, set forth above, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it because:

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By filing this application you are authorizing us to come onto your property to do necessary site inspections.

The undersigned acknowledges that to the best of their knowledge all of the above information is true and correct.

  
\_\_\_\_\_  
Signature of Applicant

Bernard H. Campbell, Esq.  
\_\_\_\_\_  
Print Name of Applicant

\_\_\_\_\_  
Date

Authorization on File  
\_\_\_\_\_  
Signature of Property Owner

Robert A. Salemi, Trustee  
\_\_\_\_\_  
Print Name of Property Owner

\_\_\_\_\_  
Date



# PLEASE PRINT THE NAMES & LEGAL ADDRESS OF ALL ABUTTERS

IN ACCORDANCE WITH RSA 672:3, AN ABUTTER IS DEFINED AS ANY PERSON WHOSE PROPERTY ADJOINS OR IS DIRECTLY ACROSS THE STREET OR STREAM FROM THE PROPERTY TO THIS APPLICATION.

The following is a list of their names and legal mailing addresses taken from the Town of Salem Assessor's records. **APPLICANT, ENGINEER AND/OR REPRESENTATIVE** must also be included.

MAP	LOT	NAME	ADDRESS	DO NOT WRITE IN – TOWN BUSINESS
90	1287	Robert A. Salemi, Trustee Robert A. Salemi Family Trust	P.O. Box 2051, Salem, NH 03079	
90	12685	Robert A. Salemi, Trustee Robert A. Salemi Family Trust	P.O. Box 2051 Salem, NH 03079	
90	1283	Jessica L. Gosselin Kendrick J. Dunn	10 Martin Ave., Salem, NH 03079	
90	891	JM Foy Family, LLC	64 Portsmouth Ave., Exeter, NH 03833-2109	
90	848	Nicholas Valhouli, Trustee 174 Main Street Realty Trust	174 Main Street, Salem, NH 03079	
90	847	176 Ants Holding, LLC	176 Main Street, Salem, NH 03079-3171	
<b>ALSO TO NOTICED</b>	<b>BE</b>	Bernard H. Campbell, Esq.	Beaumont & Campbell Prof. Ass'n. 1 Stiles Road, Suite 107, Salem, NH 03079	
<b>APPLICANT</b>		Robert A. Salemi, Trustee Robert A. Salemi Family Trust	P.O. Box 2051, Salem, NH 03079	
<b>ENGINEER</b>		Kurt Meisner, LLS Meisner Brem	202 Main Street, Salem, NH 03079	

PROPERTY LOCATION: 175 Main Street MAP 90 LOT 1288 ZBA MEETING DATE January 6, 2026 PETITION # \_\_\_\_\_

  
Signature of Applicant

Bernard H. Campbell, Esq.

December 19, 2025  
Date

**Town of Salem, New Hampshire**

Town Hall, 33 Geremonty Drive

Salem, New Hampshire 03079 603-890-2020

**BUILDING PERMIT APPLICATION**Date December 19, 2025 Permit # \_\_\_\_\_Map 90 Lot 1288 Unit# \_\_\_\_\_

Permitting Hours Monday through Friday

**ADDRESS** 175 Main Street, Salem, NHPlease submit during our permitting hour: 8:30-9:30am [www.townofsalemnh.org](http://www.townofsalemnh.org) (application valid for 60 days)

NAME OF OCCUPANT _____	PHONE # _____
NAME OF OWNER <u>Robert A. Salemi, Trustee</u>	PHONE # _____
NAME OF OWNER <u>Robert A. Salemi Family Trust</u>	PHONE # _____
CONTRACTOR'S NAME _____	PHONE # _____
CONTRACTOR'S ADDRESS <u>P.O. Box 2051</u>	CITY <u>Salem</u> STATE <u>NH</u> ZIP <u>03079</u>

Impact fees are due prior to occupancy: New Dwelling \$ \_\_\_\_\_ Road Improvement \$ \_\_\_\_\_

Assessment fees for water and sewer are due prior to occupancy \$ \_\_\_\_\_

Zone Bus/Off SET BACKS: Front 40 +/- Side (L) 50 +/- Side (R) 55 +/- Rear 150 + Corner Lot N

Variance required? Yes ☒ No ☐ Floodplain? Yes ☐ No ☒ Wetlands? Yes ☐ No ☒ Historic District? Yes ☐ No ☒  
 Town Water ☒ Town Sewer ☒ Private Well ☐ Private Septic ☐ Fire Sprinklers? Yes ☐ No ☐

RESIDENTIAL	COMMERCIAL	MISCELLANEOUS
<input type="checkbox"/> Single Family (E,P,H, F)	<input type="checkbox"/> New Commercial (E,P,F,H)	<input type="checkbox"/> Sign (P)
<input checked="" type="checkbox"/> Apartment (E,P,H)	<input type="checkbox"/> Commercial Foundation (E,P,F,H)	<input type="checkbox"/> Shed
<input type="checkbox"/> Residential Add./Alt. (E,H)	<input type="checkbox"/> Add./Alt. (E,P,F,H, ENV)	<input type="checkbox"/> Pool (E,H)
<input type="checkbox"/> Residential Raze (E,H,ENV,UTIL)	<input type="checkbox"/> Municipal Add./Alt. (E,P,F,H)	<input type="checkbox"/> Repair
<input type="checkbox"/> Manufactured Raze (E,H,PTM*,UTIL)	<input type="checkbox"/> Hotel/Motel (E,P,F,H)	<input type="checkbox"/> Deck (E,H)
<input type="checkbox"/> Manufactured Home (E, H, F)	<input type="checkbox"/> Multi-Family (E,P,F,H)	<input type="checkbox"/> Casual Sales (P,F)
<input type="checkbox"/> Residential Garage (E,H)	<input type="checkbox"/> Commercial Raze (E,P,F,ENV)	<input type="checkbox"/> Renew Permit (E,P,H)
<input type="checkbox"/> Residential Foundation (E,P,H)	<input type="checkbox"/> Change of Use (E,P,F,H)	<input type="checkbox"/> MECHANICAL
<input type="checkbox"/> Shoreland CSPA (E,P,H)	<input type="checkbox"/> Change of Occupant (E,P,F,H)	

E=Engineering P=Planning F=Fire H=Health ENV=Enviro. Survey

**\*\*Residential Addition & Alteration require smoke and carbon monoxide alarms to be upgraded\*\* (IRC 314/ 315)****\*\*Existing Residential Fire Sprinklers shall be extended into additions/alterations\*\*****\*PTM=Permit to Move** \_\_\_\_\_ **UTILITY** \_\_\_\_\_ (letter of permission from Liberty Utilities)**\*\*\*PLANS ARE REQUIRED TO BE SUBMITTED\*\*\***Estimated Value: N/A Dig Safe \_\_\_\_\_ Fee: N/AWork Description and Uses: Filing for variance purposes only - to permit existing two-family dwelling to remain with 163 ft. of frontage where 190 ft. is required.**Departmental Releases:**Town Planner (P) \_\_\_\_\_  
Health Officer (H) \_\_\_\_\_Town Engineer (E) \_\_\_\_\_  
Variance Sign Off \_\_\_\_\_

Fire Marshal (F) \_\_\_\_\_

I (print name) \_\_\_\_\_ agree to meet all requirements of the applicable building codes &amp; zoning ordinances &amp; will not backfill or cover any work until inspections have been done and the installations are approved.

Signature of Applicant

EMAIL ADDRESS

Building Official

Bernard H. Campbell, Esq. COMPLETE BOTH SIDES  
Attorney for Applicant

Denied



Robert A. Salemi, Trustee  
Robert A. Salemi Family Trust  
171 Main Street  
Salem, NH 03079

December 17, 2025

Salem Zoning Board of Adjustment  
C/o Municipal Office Building  
33 Geremonty Drive  
Salem, New Hampshire 03079

**Re: Variance for Reduced Frontage  
175 Main Street  
Map 90, Lot 1288**

Dear Ladies and Gentlemen:

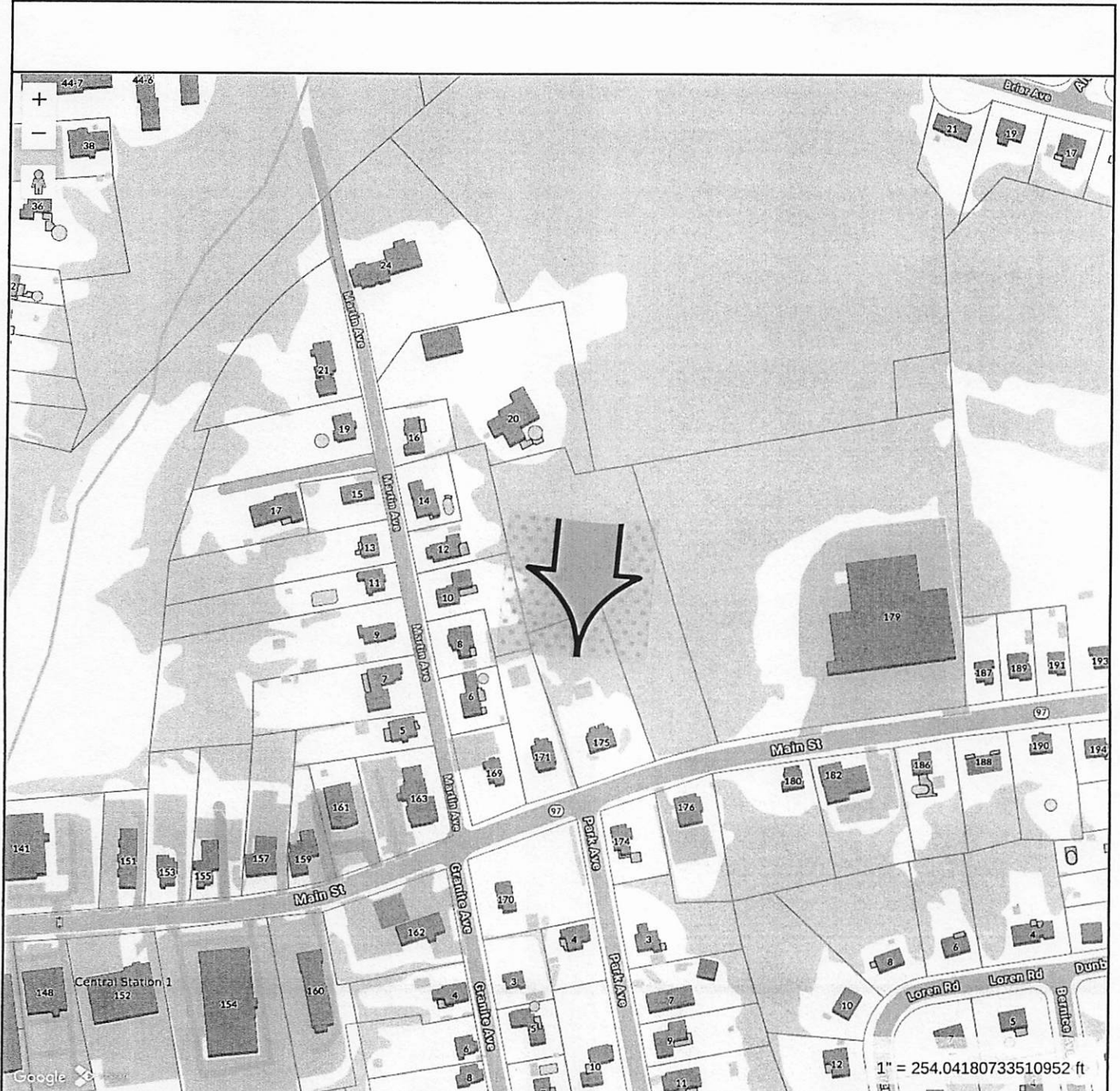
Please consider this letter as authorization for Beaumont & Campbell, Prof. Ass'n. to file for a variance to allow the existing 2 family house at 175 Main Street to remain on a lot without sufficient frontage at 175 Main Street, Map 90, Lot 1288.

  
Robert A. Salemi, Trustee

RAS/jap







**MAP FOR REFERENCE ONLY  
NOT A LEGAL DOCUMENT**

Town of Salem, NH makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Geometry updated 09/29/2025  
Data updated 4/01/2025

Print map scale is approximate.  
Critical layout or measurement  
activities should not be done using  
this resource.

175 MAIN ST

Location 175 MAIN ST

Mblu 90 / 1288 /

Acct#

Owner SALEMI ROBERT A TRUSTEE

Assessment \$502,600

Appraisal \$502,600

PID 6621

Building Count 1

Current Value

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$342,500	\$160,100	\$502,600
Assessment			
Valuation Year	Improvements	Land	Total
2025	\$342,500	\$160,100	\$502,600

Owner of Record

Owner SALEMI ROBERT A TRUSTEE  
Co-Owner ROBERT A SALEMI FAMILY TRUST  
Address 171 MAIN ST  
  
SALEM, NH 03079

Sale Price \$700,000  
Certificate  
Book & Page 6518/1050  
Sale Date 11/15/2023  
Instrument 00

Ownership History

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
SALEMI ROBERT A TRUSTEE	\$700,000		6518/1050	00	11/15/2023
MILLS PATRICIA A TRUSTEE	\$0		5980/1283		01/22/2019
MILLS PATRICIA	\$0		2444/1169		05/16/1983

Building Information

Building 1 : Section 1

Year Built: 1900  
Living Area: 2,328  
Replacement Cost: \$394,424

Replacement Cost  
Less Depreciation: \$330,000

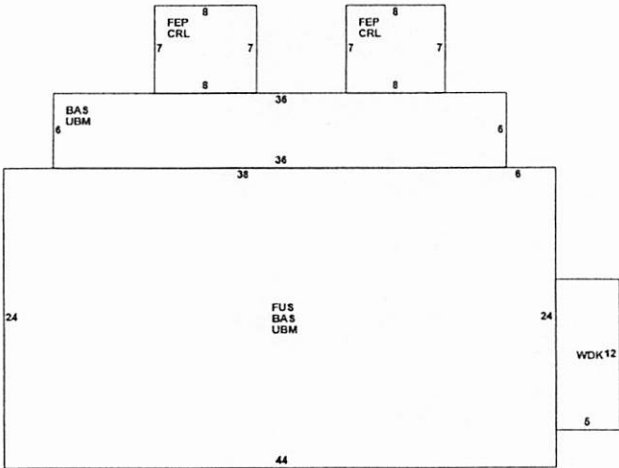
Building Attributes	
Field	Description
Style:	Family Duplex
Model	Residential
Grade:	Average +10
Stories:	2 Stories
Occupancy	2
Exterior Wall 1	Vinyl Siding
Exterior Wall 2	
Roof Structure:	Gable/Hip
Roof Cover	Asph/F GlS/Cmp
Interior Wall 1	Plastered
Interior Wall 2	
Interior Flr 1	Hardwood
Interior Flr 2	
Heat Fuel	Oil
Heat Type:	Forced Air-Duc
AC Type:	Central
Total Bedrooms:	4 Bedrooms
Total Bthrms:	3
Total Half Baths:	0
Total Xtra Fixtrs:	
Total Rooms:	8 Rooms
Bath Style:	Average
Kitchen Style:	Average
Loc_Adj	

Building Photo



(https://images.vgsi.com/photos/SalemNHPhotos/A0032\IMG\_0698\_32194

Building Layout



(ParcelSketch.ashx?pid=6621&bid=6621)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	1,272	1,272
FUS	Upper Story, Finished	1,056	1,056
CRL	Crawl Space	112	0
FEP	Porch, Enclosed, Finished	112	0
UBM	Basement, Unfinished	1,272	0
WDK	Deck, Wood	60	0
		3,884	2,328

Extra Features

Extra Features				Legend
Code	Description	Size	Assessed Value	Bldg #
FPL3	2 STORY CHIM	1.00 UNITS	\$3,100	1



Land

Land\*Use

Use Code	1040
Description	TWO FAMILY
Zone	RES
Neighborhood	40
Alt Land Appr	No
Category	

Land Line Valuation

Size (Acres)	0.94
Frontage	0
Depth	0
Assessed Value	\$160,100
Appraised Value	\$160,100

Outbuildings

Outbuildings						Legend
Code	Description	Sub Code	Sub Description	Size	Assessed Value	Bldg #
FGR1	GARAGE-AVE			720.00 S.F.	\$9,400	1

Valuation History

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$342,500	\$160,100	\$502,600
2024	\$261,500	\$178,100	\$439,600
2023	\$261,500	\$178,100	\$439,600

Assessment			
Valuation Year	Improvements	Land	Total
2025	\$342,500	\$160,100	\$502,600
2024	\$261,500	\$178,100	\$439,600
2023	\$261,500	\$178,100	\$439,600

*Cathy Ann Lacey*

LCHIP	ROA664271	25.00
TRANSFER TAX	RO126504	10,500.00
RECORDING		18.00
SURCHARGE		2.00

**WARRANTY DEED**

**PAMELA A. BALDWIN, as SUCCESSOR TRUSTEE of THE PATRICIA A. MILLS LIVING TRUST**, a Trust established by Declaration of Trust, dated January 22, 2019, with a mailing address of 2 Oak Ridge Avenue, Salem, New Hampshire 03079, for consideration paid, grants to **ROBERT A. SALEMI, TRUSTEE of the ROBERT A. SALEMI FAMILY TRUST**, u/d/t dated April 28, 2015, with an address of 171 Main Street, Salem, New Hampshire 03079, with **WARRANTY COVENANTS**:

Two certain parcels of land with the buildings thereon situated in Salem, Rockingham County, New Hampshire and bounded and described as follows:

**PARCEL 1:**

A certain tract or parcel of land with the buildings thereon, situated in Salem, County of Rockingham, and State of New Hampshire bounded and described as follows:

Beginning at the Southeast corner of the premises on the North side of the highway leading from Salem Depot to Salem Centre at land formerly of Ben Haigh but now of the Southern New Hampshire Street Railway Company; thence Northerly by land of said Railway Company by wall six hundred seven and seventy-five hundredths (607.75) feet to a ditch at meadow land now or formerly of the heirs of Varnum Corliss; thence Westerly by the ditch at said Corliss land one hundred eight-seven and forty-hundredths (187.40) feet to a stake and stones at land formerly of Lizzie S. Martin; thence Southerly by the line of the old wall and said Martin's land about three hundred sixty-eight and twenty-hundredths (368.20) feet to a stone bound which bound is two hundred sixty-three and ten hundredths (263.10) feet from the highway; thence Easterly at nearly a right angle along other land belonging to Francis Bessey sixty-three and sixty-hundredths (63.60) feet to a stake and stones; thence Southerly at a right angle along other land belonging to Francis Bessey two hundred fifty-five and sixty-hundredths (255.60) feet to the highway above mentioned; thence Easterly by the highway one hundred sixty-three and five hundredths (163.05) feet to the bound begun at.

Excepting and reserving from the above-described premises, two parcels of land, one conveyed by David E. Stevens to Walter S. Buckler, July 6, 1929 recorded in Rockingham Records, Book 842, Page 122; and the other parcel conveyed by the said David E. Stevens to Deina K. Simpson, March 16, 1936, recorded in Rockingham Records, Book 920, Page 85.

PARCEL 2:

A certain tract or parcel of land situated in said Salem, in that part thereof known as Salem Depot, on the northerly side of Main Street, a short distance east of the Depot on the road to Salem Centre, and more particularly bounded and described as follows:

Beginning at an iron pipe at said Main Street and at a hedge at other land of the grantor; thence by and along said grantor's land North 2° 42' west and by and along said hedge and a stone wall, five hundred sixteen and ninety-five hundredths (516.95) feet to a stone bound at land now or formerly of Kimball M. McLaughlin, thence by and along said McLaughlin land, now or formerly, South 83° 57' east one hundred one and two-tenths (101.2) feet to an iron pipe at land of the heirs of William T. McNally; thence by and along said land of the heirs of Wm. T. McNally, South 2° 42' east five hundred four and six-tenths (504.6) feet to an iron pipe at said Main Street; thence by and along said Main Street South 89° 2' west one hundred (100) feet to the point of beginning, and subject to rights of way of record, if applicable.

Excepting that portion conveyed to Linda R. Gudek by Deed of Patricia A. Mills, dated May 23, 1994, and recorded at the Rockingham County Registry of Deeds on May 24, 1994 at Book 3053, Page 2325.

This is not homestead property.


The above described property is also shown as SPM 90-1288 containing 140,386 square feet, more or less, on Plan D-22746 recorded in said Registry.

Meaning and intending to convey the same premises as conveyed to the within Grantor by deed of Patricia A. Mills, dated January 22, 2019, and recorded at Rockingham County Registry of Deeds in Book 5980, Page 1283. Patricia A. Mills aka Patricia Ann Mills died on May 30, 2023, see death certificate recorded in Rockingham County Registry of Deeds on July 24, 2023, in Book 6496, Page 1746.



Executed this 15<sup>th</sup> day of November, 2023.

Patricia A. Mills Living Trust

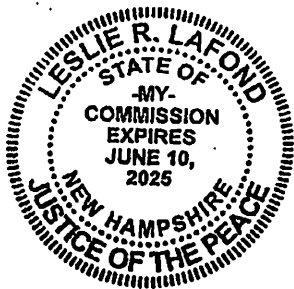
  
Pamela A. Baldwin, Successor Trustee *Trustee*


STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

NOVEMBER 15, 2023

Then personally appeared the above named, Pamela A. Baldwin, as Successor Trustee of The Patricia A. Mills Living Trust, and acknowledged the execution of the foregoing instrument to be her free act and deed, for the purposes contained herein, as aforesaid, before me.



  
Notary Public: *JP*  
My Commission Expires: 6/10/25

**ZONING BOARD OF ADJUSTMENT**  
**Town of Salem, New Hampshire**  
**VARIANCE APPLICATION**

Name of Applicant: Tuscan Village Master Development, LLC Tele#: (781) 404-4240

Representative/Agent: Mark S. Gross, Agent Tele #: (603) 475-7593  
Tuscan Village Development  
Salem

Address of Applicant: P.O. Box 1648 Salem, New Hampshire 03079  
If same as above, write same.

Address of Property: 24 Via Toscana/Artisan Drive/South Village Drive Salem, New Hampshire 03079

Owner of Property: Tuscan Village Block 1300 LLC Tele#: (781) 404-4240  
Tuscan South Village, LLC

If same as above, write same.

Address of Owner: P.O. Box 1648 Salem NH 03079  
If same as above, write same.

Location of Property: Map 108 Lot 12657 & Map 108 Lot 12501

Zoning Classification: Commercial-Industrial C/Large Scale Redevelopment  
Ordinance

Are there any current Zoning Violations on the Property other than those that may be listed on this Application?

(If Yes, please fully describe below). YES\_\_ NO X

The undersigned hereby requests a variance from Article VII Regulations, Section 490-702 E(2) and asks that said terms of the Zoning Ordinance be waived to allow two off-site freestanding signs on Map 108 Lot 12501 in the parking and access areas for the tenant (Whole Foods) located on the adjacent lot identified as Map 108 Lot 1265, where offsite signage is not allowed under the sign ordinance per section 490-702 E(2). The Tuscan Village Tenant and Site Sign Standards allow these types of signs (freestanding) with the exception of the advertising for offsite premises, therefore a variance for the two freestanding signs is required.

The undersigned alleges that the following circumstances exist to support this variance request.

**1. The variance will not be contrary to the public interest because:**

The proposed freestanding signs are designed to provide the public and patrons of Whole Foods with directional signage that will guide them to the location of the store from Route 28 access (Via Toscana). The off-site advertising for Whole Foods by use of freestanding monument signs is what requires relief from the sign ordinance as it is defined as an offsite sign. The configuration of the parcels, the parking lots and driveway access for Whole Foods is located on the adjacent offsite parcel, which will necessitate the use of the two off premises freestanding monument signs for proper advertising and direction of patrons utilizing the Whole foods store. The two freestanding monument signs will be located within the interior parking lot and access driveway for Whole Foods along the frontage with South Broadway. The use of freestanding monument type signs is allowed in the Tuscan Village Tenant and Sign Standards, however only one of these types of signs per tenant is allowed. The second sign will require a conditional use permit for the second sign if the variance is approved. Allowing the use of these two freestanding monument signs in an off-site location will not adversely impact public health, safety or welfare and therefore is not contrary to the public interest.

**2. The spirit of the ordinance is observed because:**

The purpose of the Sign Ordinance is to regulate the erection of signs for the purpose of providing information and advertising in an orderly, effective, and safe manner. Restrictions on the type, location and size of signs protect the public from hazardous and distracting displays and create an attractive environment which is conducive to business, industry, and tourism. The proposed freestanding monument signs will not create a hazardous or distracting situation for the public and will in fact be conducive to business, industry, and tourism for the Town of Salem. The location of the first freestanding monument sign at the entrance to the site is necessary to direct traffic to the tenant's location which is several hundred feet away from the entrance and the second freestanding monument sign will be located at the entrance to the Whole Foods formal parking lot. Both signs will provide directional services as well as advertising. As stated above, allowing the 2 freestanding monument signs will not adversely impact the public health, safety or welfare and is not contrary to the public interest, therefore the spirit of the ordinance is observed.



**3. Substantial justice is done because:**

The Tuscan Village Development is a large-scale development which includes a mix of residential and commercial uses. The success of the project depends largely on the ability to get it built and occupied as a cohesive development, so that the various uses can complement and support each other. This type of signage ( Freestanding monument signs) is allowed for individual businesses located in Tuscan Village. However, due to the configuration of the lots, there is not an opportunity to provide these signs on the Whole Foods parcel, therefore a variance is required for off-premises signage. Substantial justice will be ensured as these signs, although off-site from the business(Whole Foods), conform to the requirements in the Tuscan Village Tenant and Site Sign Standards.

**4. The values of surrounding properties will not be diminished because:**

These pedestrian style kiosk directories are located adjacent to the access driveway to the site and at the entrance to the parking area serving the business (Whole Foods) and are not located adjacent to any abutting non-Tuscan Village residential or commercial properties. Therefore, these freestanding monument signs will not adversely impact surrounding property values and in fact are likely to increase the property values of the development as a whole, thereby creating additional tax revenues.

**5. Literal enforcement of the provisions of the ordinance would result in an unnecessary hardship because: USE (A) or (B).**

**The "Special Conditions" of this property that distinguish it from other properties in the area are as follows:**

This property, the 170-acre former racetrack property, is being redeveloped under the Large-Scale Redevelopment Projects section of the Zoning Ordinance. There are no other properties in the area that are being developed under these provisions. The objective of the Large-Scale Redevelopment Projects section of the Ordinance is to create a mix of compatible land uses within a large redevelopment parcel and provide a unique experience for patrons and residents of the development as well as the Town of Salem and surrounding communities. This project, when completed, with over 3 million square feet of mixed-use development, creates that special condition that does distinguish it from other properties in the area.

**(A) Owing to the special conditions of the property, set forth above, that distinguishes it from other properties in the area:**

- (i) **No fair and substantial relationship exists between the general public purposes of the ordinance and the specific application of that provision to the property because:**

Due to the unique character of the Tuscan Village Development and the specific zoning that is allowed under the Large Scale Redevelopment Ordinance, it was soon realized that the signage needed by this type of development would be unique and that the current sign ordinance would not allow for the unique type of signage that is required for the development to be successful. Realizing this, the Planning Board adopted the Tuscan Village Tenant and Site Sign Standards that allowed signage that would potentially be needed for this type of development. The sign standards established were based on the base zoning of Section 490-702 Signs and allowed for conditional use permits for specific signage requests as well as other aspects such as number of signs and size of signs. The proposed freestanding monument signs are allowed by right under the Tuscan Village Sign Standards; however, the off-site aspect of the 2 freestanding monument signs is not allowed and therefore relief through a variance due to its definition as an off-site sign is required.

The uniqueness of the Tuscan Village project and the signage allowed through its established Sign Standards makes the development competitive and successful and as a result there is no fair and substantial relationship that exists between the general public purpose of the sign ordinance (Section 490-702) and the specific application of that provision of the sign ordinance to the Tuscan Village property. Allowing the offsite component of the 2 proposed freestanding monument signs will not adversely impact public health, safety, or general welfare. Therefore, there is no benefit to the public that would outweigh the hardship that the project would incur if the advertising portion of these signs were not allowed.

(ii) **The proposed use is a reasonable one because:**

As noted above, this project is part of the Tuscan Village Large Scale Redevelopment Project, which has received approval from the Salem Planning Board pursuant to Section 490-710 of the Zoning Ordinance. The unique nature of the signage needed is critical to the continued success of the development, therefore the allowance of the offsite advertising of the proposed signs is reasonable given these conditions.

If the criteria in subparagraph (A) are NOT established, an unnecessary hardship will be deemed to exist, if and only if:

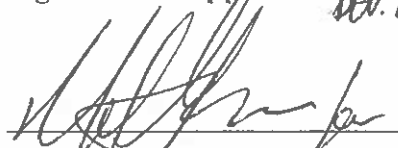
- (B) Owing to the special conditions set forth above, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it because:

By filing this application, you are authorizing us to come onto your property to do necessary site inspections.

The undersigned acknowledge that to the best of their knowledge all of the above information is true and correct.

  
Signature of Applicant  
TUSCAN VILLAGE  
DEV. LLC

MARK S. GROSS  
Print Name of Applicant

  
Signature of Property Owner  
TUSCAN VILLAGE  
DEV. LLC

MARK S. GROSS  
Print Name of Property Owner

**ABUTTERS & NOTIFICATION LIST**  
**For**  
**TUSCAN VILLAGE DEVELOPMENT**  
**WHOLE FOODS SIGNAGE VARIANCE**  
**24 VIA TOSCANA & SOUTH VILLAGE DRIVE**  
**MAP 108 LOT 12657 & MAP 108 LOT 12501**  
**SALEM, NH**  
**AS OF 12-15-2025**

<u>MAP/LOT #</u>	<u>NAME &amp; ADDRESS</u>
108/12657(SUBJECT PARCEL)	TUSCAN VILLAGE BLOCK 1300 LLC P.O.BOX 1648 SALEM, NH 03079
108/12501 (SUBJECT PAREL)	TUSCAN SOUTH VILLAGE, LLC P.O. BOX 1648 SALEM, NH 03079
98/7887 108/12659 108/12652 98/12656 ROADWAY	TUSCAN VILLAGE MASTER DEVELOPMENT LLC P.O.BOX 1648 SALEM, NH 03079
108/12654	OMJ REALTY P.O. BOX 1648 SALEM, NH 03079
108/12569	TUSCAN VILLAGE BLOCK 1200 LLC P.O.BOX 1648 SALEM, NH 03079
108/12501	TUSCAN SOUTH VILLAGE, LLC P.O. BOX 1648 SALEM, NH 03079
108/12577	TUSCAN VILLAGE JEWEL BUILDING 1, LLC P.O. BOX 1648 SALEM, NH 03079
108/12650 108/12651	TUSCAN BLOCK 2000, LLC P.O. BOX 1648 SALEM, NH 03079
108/12651	TV BLOCK 2000 MASTER ASSOCIATION, INC. 18 ARTISAN RESIDENTIAL ASSOCIATION, INC. C/O JOSEPH FARO, DIRECTOR/PRESIDENT P.O. BOX 1684 SALEM, NH 03079
108/12651	TV BLOCK 2000 MASTER ASSOCIATION, INC. 18 ARTISAN RESIDENTIAL ASSOCIATION, INC. C/O TIMOTHY BEAN, DIRECTOR/TREASURER AND SECRETARY P.O. BOX 1684 SALEM, NH 03079
108/12651	TV BLOCK 2000 MASTER ASSOCIATION, INC. 18 ARTISAN RESIDENTIAL ASSOCIATION, INC. C/O GLENN VERETTE, DIRECTOR P.O. BOX 1684 SALEM, NH 03079



**ABUTTERS & NOTIFICATION LIST**  
**For**  
**TUSCAN VILLAGE DEVELOPMENT**  
**WHOLE FOODS SIGNAGE VARIANCE**  
**24 VIA TOSCANA & SOUTH VILLAGE DRIVE**  
**MAP 108 LOT 12657 & MAP 108 LOT 12501**  
**SALEM, NH**  
**AS OF 12-15-2025**

117/7880

ROCKINGHAM 620, INC.  
C/O KIMCO REALTY CORPORATION  
3333 NEW HYDE PARK ROAD # 100  
NEW HYDE PARK, NY 11042

151/12213  
117/7885

STATE OF NHDOT  
JOHN O'MORTON BUILDING  
ONE HAZEN DRIVE  
CONCORD, NH 03302

ENGINEER/SURVEYOR

GREENMAN-PEDERSEN, INC.  
44 STILES ROAD, SUITE ONE  
SALEM, NH 03079

APPLICANT

TUSCAN VILLAGE MASTER DEVELOPMENT LLC  
P.O. BOX 1648  
SALEM, NH 03079  
ATTN: MARK S GROSS, AGENT

ENGINEER

TIGHE & BOND  
177 CORPORATE DRIVE  
PORTSMOUTH, NH 03801  
ATTN: JOE PERSICHINO

**Town of Salem, New Hampshire****BUILDING PERMIT APPLICATION**

Town Hall, 33 Geremonty Drive

Date \_\_\_\_\_

Permit # \_\_\_\_\_

Salem, New Hampshire 03079 603-890-2020

Map 109 Lot 12657 / 12501 Unit# \_\_\_\_\_

Permitting Hours Monday through Friday

**ADDRESS** 2A VIA TOSCANA & SOUTH VILLAGE DR

Please submit during our permitting hour: 8:30-9:30am

www.townofsalemnh.org (application valid for 30 days)

NAME OF OCCUPANT TUSCAN VILLAGE MASTER DEVEL PHONE # (761) 404-4240  
NAME OF OWNER TUSCAN VILLAGE BLOCK 1300 LLC PHONE # SAME  
TUSCAN SOUTH VILLAGE LLC  
CONTRACTOR'S NAME TUSCAN VILLAGE MASTER DEVELOPMENT PHONE # SAME  
CONTRACTOR'S ADDRESS P.O. BOX 1645 CITY SACON STATE MA ZIP 03079

Impact fees are due prior to occupancy: New Dwelling \$ N/A Road Improvement \$ N/AAssessment fees for water and sewer are due prior to occupancy \$ N/AZone 1 WALK SCALE REDON. SET BACKS: Front 30 Side (L) 15 Side (R) 15 Rear 20 Corner Lot N/A

Variance required? Yes ☒ No ☐ Floodplain? Yes ☐ No ☒ Wetlands? Yes ☐ No ☒ Historic District? Yes ☐ No ☒  
Town Water ☒ Town Sewer ☒ Private Well ☐ Private Septic ☐ Fire Sprinklers? Yes ☒ No ☐

RESIDENTIAL	COMMERCIAL	MISCELLANEOUS
<input type="checkbox"/> Single Family (E,P,H, F)	<input type="checkbox"/> New Commercial (E,P,F,H)	<input checked="" type="checkbox"/> Sign (P)
<input type="checkbox"/> Apartment (E,P,H)	<input type="checkbox"/> Commercial Foundation (E,P,F,H)	<input type="checkbox"/> Shed
<input type="checkbox"/> Residential Add./Alt. (E,H)	<input type="checkbox"/> Add./Alt. (E,P,F,H, ENV)	<input type="checkbox"/> Pool (E,H)
<input type="checkbox"/> Residential Raze (E,H,ENV,UTIL)	<input type="checkbox"/> Municipal Add./Alt. (E,P,F,H)	<input type="checkbox"/> Repair
<input type="checkbox"/> Manufactured Raze (E,H,PTM*,UTIL)	<input type="checkbox"/> Hotel/Motel (E,P,F,H)	<input type="checkbox"/> Deck (E,H)
<input type="checkbox"/> Manufactured Home (E, H, F)	<input type="checkbox"/> Multi-Family (E,P,F,H)	<input type="checkbox"/> Casual Sales (P,F)
<input type="checkbox"/> Residential Garage (E,H)	<input type="checkbox"/> Commercial Raze (E,P,F,ENV)	<input type="checkbox"/> Renew Permit (E,P,H)
<input type="checkbox"/> Residential Foundation (E,P,H)	<input type="checkbox"/> Change of Use (E,P,F,H)	<input type="checkbox"/> MECHANICAL
<input type="checkbox"/> Shoreland CSPA (E,P,H)	<input type="checkbox"/> Change of Occupant (E,P,F,H)	<input type="checkbox"/>

E=Engineering P=Planning F=Fire H=Health ENV=Enviro. Survey

**\*\*Residential Addition & Alteration require smoke and carbon monoxide alarms to be upgraded\*\* (IRC 314/ 31.****\*\*Existing Residential Fire Sprinklers shall be extended into additions/alterations\*\*****\*PTM=Permit to Move \_\_\_\_\_ UTILITY \_\_\_\_\_ (letter of permission from Liberty Utilit****\*\*\*PLANS ARE REQUIRED TO BE SUBMITTED\*\*\***

Estimated Value: \_\_\_\_\_ Dig Safe \_\_\_\_\_ Fee: \_\_\_\_\_

Work Description and Uses: PROVIDE 2 FREESTANDING MANUFACTURED SIGNS IN  
TWO LOCATIONS FOR WHOLE FOODS TRAVEL (MAP 106 LOT 12657) TO  
BE LOCATED ON ADJACENT PARCEL OF LAND (MAP 106 LOT 12501)  
WHERE OFFSITE SIGNAGE IS NOT ALLOWED UNDER THE  
SIGN ORDINANCES AND SECTION 490-702E (2).

**Departmental Releases:**Town Planner (P) \_\_\_\_\_  
Health Officer (H) \_\_\_\_\_Town Engineer (E) \_\_\_\_\_  
Variance Sign Off \_\_\_\_\_

Fire Marshal (F) \_\_\_\_\_

I (print name) \_\_\_\_\_ agree to meet all requirements of the applicable building codes &amp; zoning ordinances &amp; will not backfill or cover any work until inspections have been done and the installations are approved.

[Signature] for TUSCAN VILLAGE DEVELOPMENT LLC  
Signature of Applicant EMAIL ADDRESS

COMPLETE BOTH SIDES

[Signature]  
Building Official  
**Denied**

## SQUARE FEET OF FINISHED AREA

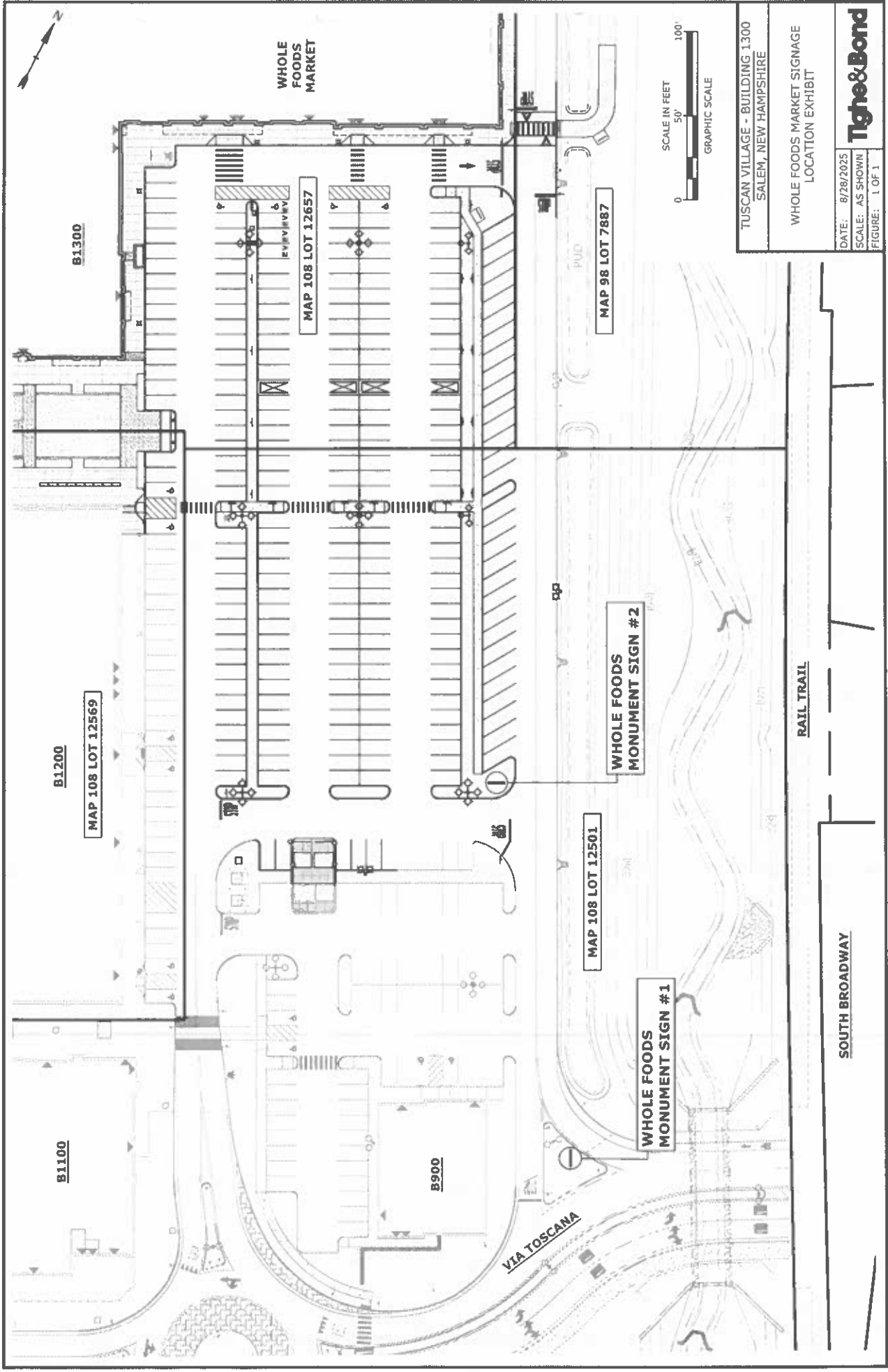
Area Description	Calculations	Total	Cost <small>Bldg Dpt Only</small>
First floor			
Second floor	N/A		
Above second floor			
Basement			
Garages			

## SQUARE FEET OF UNFINISHED AREA

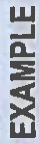
Area Description	Calculations	Total	Cost <small>Bldg Dpt Only</small>
First Floor			
Second Floor	N/A		
Above Second Floor			
Basement			
Garages			
Decks			

### Work Description and Uses (for Building Official Only)





TUSCAN VILLAGE - BUILDING 1300 SALEM, NEW HAMPSHIRE		
WHOLE FOODS MARKET SIGNAGE LOCATION EXHIBIT		
DATE: 8/28/2025	Tighe & Bond	
SCALE: AS SHOWN		
FIGURE: 1 OF 1		



3

QTY: TWO (2)

MONUMENT AREA: 48" x 120" = 40.00' ±

COPY AREA: 27.625° x 108° = 20.72°  $\varnothing$



**STONE/CONCRETE BASE BY OTHERS**  
**ELECTRICAL FEED BY OTHERS**

## FRONT & BACK

SIDE

PMS 7727C

MONUMENT LOCATION TBD



FACILITY SERVICES | LIGHTING | SIGNAGE

11 Azer Court • P.O. Box 24186

Baltimore, Maryland 21227

T: 410-247-5300 • F: 410-247-1944

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#### CLIENT & LOCATION

**WHOLE FOODS**  
**MARKET**

TUSCAN VILLAGE  
BUILDING 1300  
92 VIA TOSCANA  
SALEM, NH 03079

SHEET NO.

## MAZDA

**Mid/**

LEAD NO.

REG. NO.

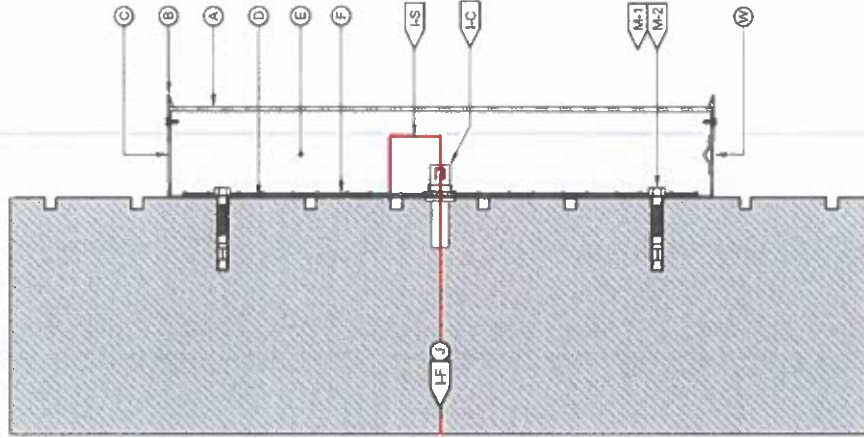
## RTTST

DATE \_\_\_\_\_

NO.

F-1  
SECTION

SECTION

[illegible]

33 D

99

19

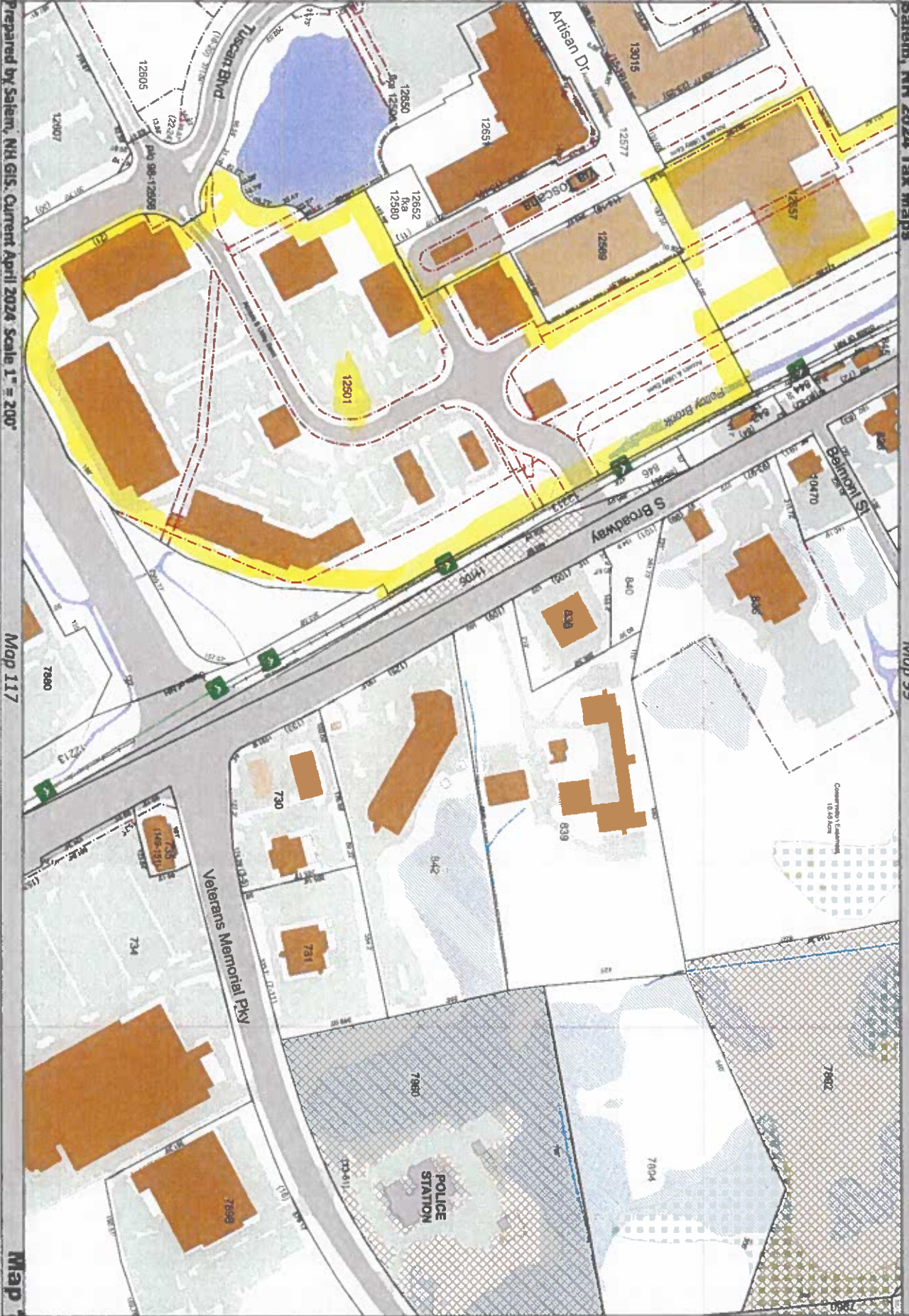
19 of 19







Map 107



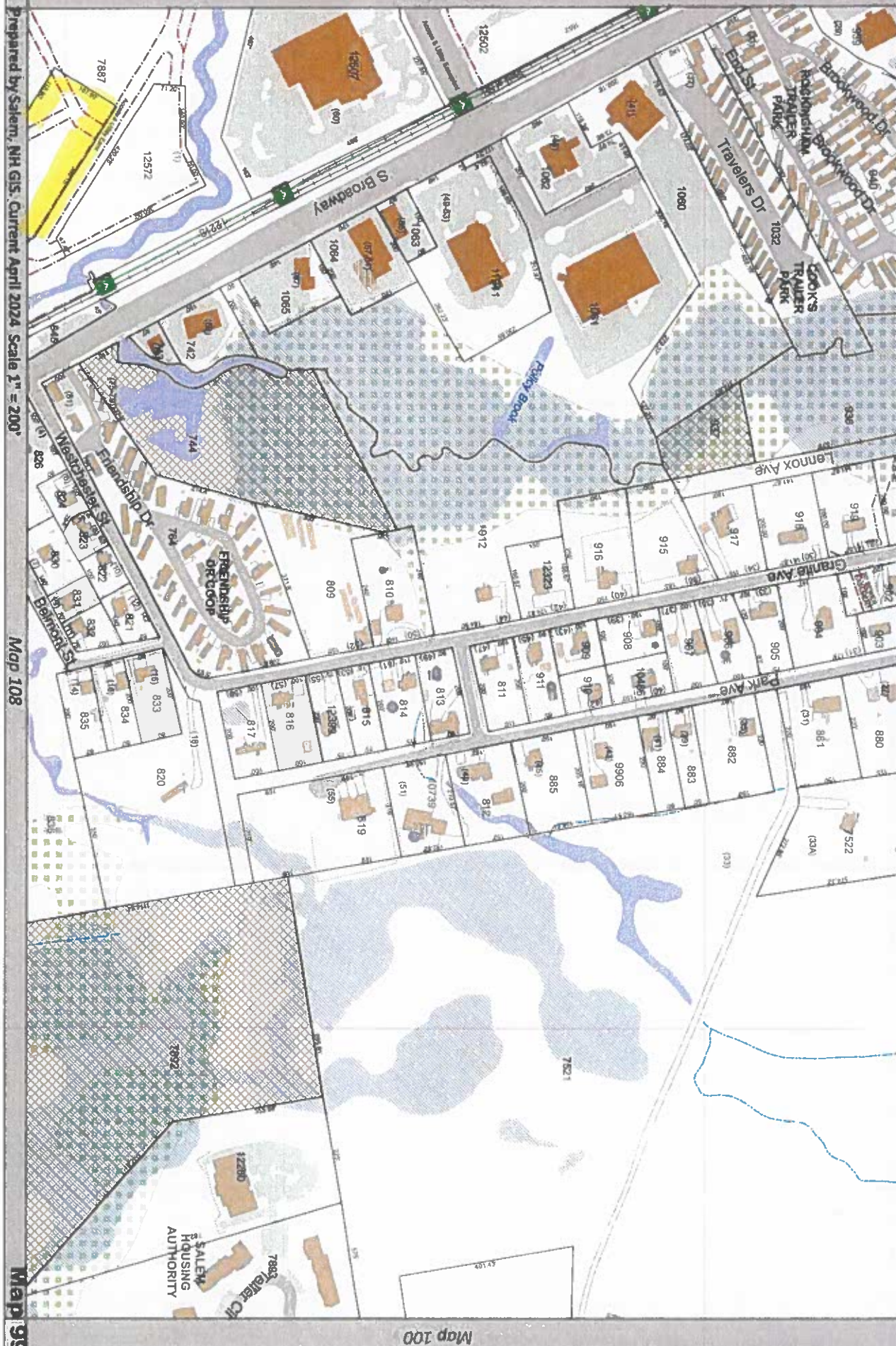
Map 109

Map 108

Map 117

Prepared by Salem, NH GIS. Current April 2024. Scale 1" = 200'







## S VILLAGE DR

Location S VILLAGE DR

Mblu 108 / 12501 /

Acct# 12501

Owner TUSCAN SOUTH VILLAGE LLC

Assessment \$44,284,139

Appraisal \$44,284,139

PID 105983

Building Count 10

### Current Value

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$26,287,700	\$17,996,439	\$44,284,139
Assessment			
Valuation Year	Improvements	Land	Total
2025	\$26,287,700	\$17,996,439	\$44,284,139

### Owner of Record

Owner TUSCAN SOUTH VILLAGE LLC

Sale Price \$0

Co-Owner

Certificate

Address PO BOX 1648  
SALEM, NH 03079

Book & Page 6087/1449

Sale Date 02/25/2020

### Ownership History

Ownership History				
Owner	Sale Price	Certificate	Book & Page	Sale Date
TUSCAN SOUTH VILLAGE LLC	\$0		6087/1449	02/25/2020
ROCK ACQUISITION LLC	\$40,000,000		5763/0052	10/14/2016

### Building Information

#### Building 1 : Section 1

Year Built: 2020  
Living Area: 35,887  
Replacement Cost: \$7,749,114  
Replacement Cost  
Less Depreciation: \$7,594,100

#### Building Attributes

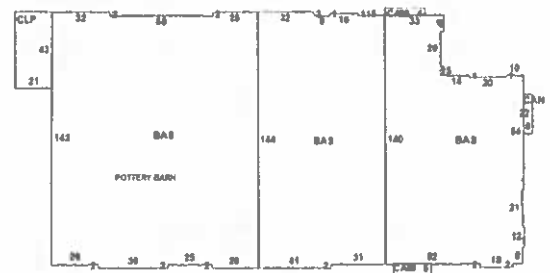
Field	Description
Style:	Shop Center RE
Model	Comm/Ind
Grade	Average +10
Stories:	1
Occupancy	3.00
Exterior Wall 1	Wood on Sheath
Exterior Wall 2	Stucco/Masonry
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Concr-Finished
Interior Floor 2	Terrazzo Monol
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	COMM BLDG MDL-96
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	18.00
% Conn Wall	

## Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0031\IMG\\_9830\\_3111](https://images.vgsi.com/photos/SalemNHPhotos/A0031\IMG_9830_3111))

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104539)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	35,887	35,887
CAN	Canopy	324	0
CLP	Loading Platform, Finished	903	0
		37,114	35,887

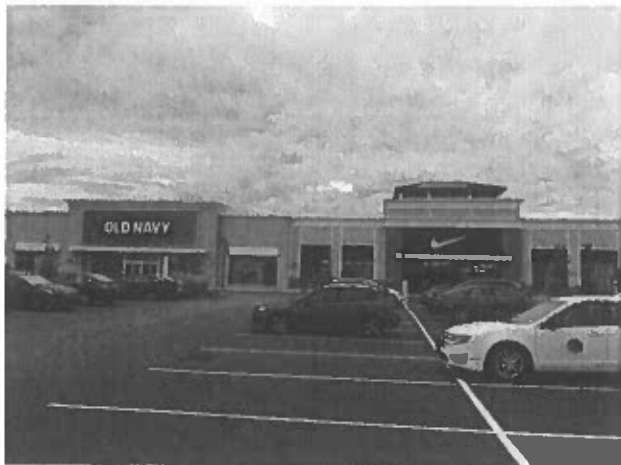
## Building 2 : Section 1

**Year Built:** 2020  
**Living Area:** 45,631  
**Replacement Cost:** \$5,152,431  
**Replacement Cost**  
**Less Depreciation:** \$5,049,400

Building Attributes : Bldg 2 of 10	
Field	Description
Style:	Shop Center LO
Model	Comm/Ind
Grade	Average +10
Stories:	1

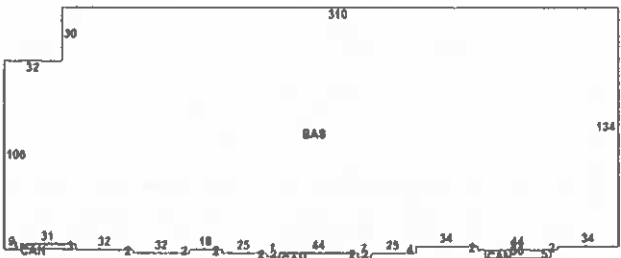
Occupancy	2.00
Exterior Wall 1	Stucco/Masonry
Exterior Wall 2	Brick Veneer
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Concr-Finished
Interior Floor 2	
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	STORE/SHOP MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	20.00
% Comn Wall	

### Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG\\_9831\\_311](https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG_9831_311))

### Building Layout



(ParcelSketch.ashx?pid=105983&bid=104568)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	45,631	45,631
CAN	Canopy	537	0
		46,168	45,631

### Building 3 : Section 1

**Year Built:** 2020  
**Living Area:** 35,227  
**Replacement Cost:** \$3,859,253  
**Replacement Cost Less Depreciation:** \$3,782,100

Building Attributes : Bldg 3 of 10	
Field	Description
Style:	Shop Center LO
Model	Comm/Ind
Grade	Average +10
Stories:	1
Occupancy	9.00
Exterior Wall 1	Brick Veneer
Exterior Wall 2	Stucco on Wood

### Building Photo

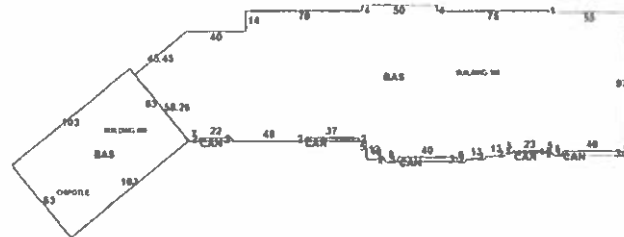


([https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG\\_9835\\_311](https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG_9835_311))



Ropf Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Concr-Finished
Interior Floor 2	Quarry Tile
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	REST/CLUBS MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	
% Comn Wall	

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104569)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	35,227	35,227
CAN	Canopy	381	0
		35,608	35,227

## Building 4 : Section 1

Year Built:	2020
Living Area:	3,154
Replacement Cost:	\$907,712
Replacement Cost	
Less Depreciation:	\$889,600

Building Attributes : Bldg 4 of 10	
Field	Description
Style:	Branch Bank
Model	Comm/Ind
Grade	Average +20
Stories:	1
Occupancy	1.00
Exterior Wall 1	Stucco/Masonry
Exterior Wall 2	Brick Veneer
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	Cust Wd Panel
Interior Floor 1	Ceram Clay Til

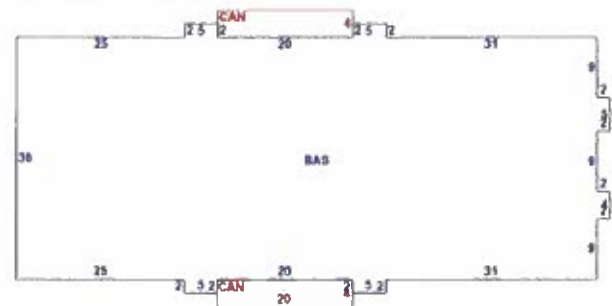
## Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0029/P1090326\\_294](https://images.vgsi.com/photos/SalemNHPhotos/A0029/P1090326_294))

Interior Floor 2	Carpet
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	BANK BLDG
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	14.00
% Comn Wall	

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104573)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	3,154	3,154
CAN	Canopy	160	0
		3,314	3,154

## Building 5 : Section 1

Year Built:	2020
Living Area:	14,361
Replacement Cost:	\$1,506,719
Replacement Cost	
Less Depreciation:	\$1,476,600

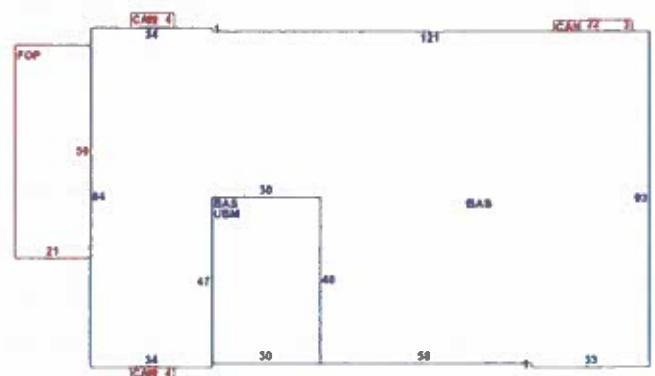
Building Attributes : Bldg 5 of 10	
Field	Description
Style:	Store
Model	Comm/Ind
Grade	Average +20
Stories:	1
Occupancy	2.00
Exterior Wall 1	Brick Veneer
Exterior Wall 2	
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Minim/Masonry
Interior Wall 2	Drywall/Sheet
Interior Floor 1	Concr-Finished
Interior Floor 2	Terrazzo Epoxy
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	STORE/SHOP MDL-94

## Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0031\IMG\\_9839\\_3111](https://images.vgsi.com/photos/SalemNHPhotos/A0031\IMG_9839_3111))

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104574)

Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	ABOVE AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	18.00
% Comn Wall	

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	14,361	14,361
CAN	Canopy	162	0
FOP	Porch, Open, Finished	1,239	0
UBM	Basement, Unfinished	1,380	0
		17,142	14,361

## Building 6 : Section 1

**Year Built:** 2020  
**Living Area:** 15,068  
**Replacement Cost:** \$1,515,292  
**Replacement Cost**  
**Less Depreciation:** \$1,485,000

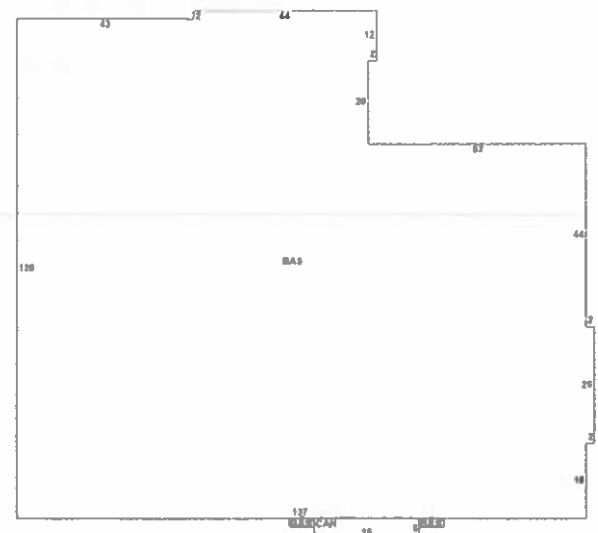
Building Attributes : Bldg 6 of 10	
Field	Description
Style:	Store
Model	Comm/Ind
Grade	Average +10
Stories:	1
Occupancy	1.00
Exterior Wall 1	Pre-finish Metl
Exterior Wall 2	
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Cust Wd Panel
Interior Wall 2	Drywall/Sheet
Interior Floor 1	Terrazzo Monol
Interior Floor 2	Inlaid Sht Gds
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	STORE/SHOP MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS

## Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG\\_9838\\_3112](https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG_9838_3112))

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104575)

Building Sub-Areas (sq ft)			Legend
----------------------------	--	--	--------



Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	24.00
% Comn Wall	

Code	Description	Gross Area	Living Area
BAS	First Floor	15,068	15,068
CAN	Canopy	125	0
		15,193	15,068

### Building 7 : Section 1

**Year Built:** 2020  
**Living Area:** 5,150  
**Replacement Cost:** \$690,847  
**Replacement Cost**  
**Less Depreciation:** \$677,000

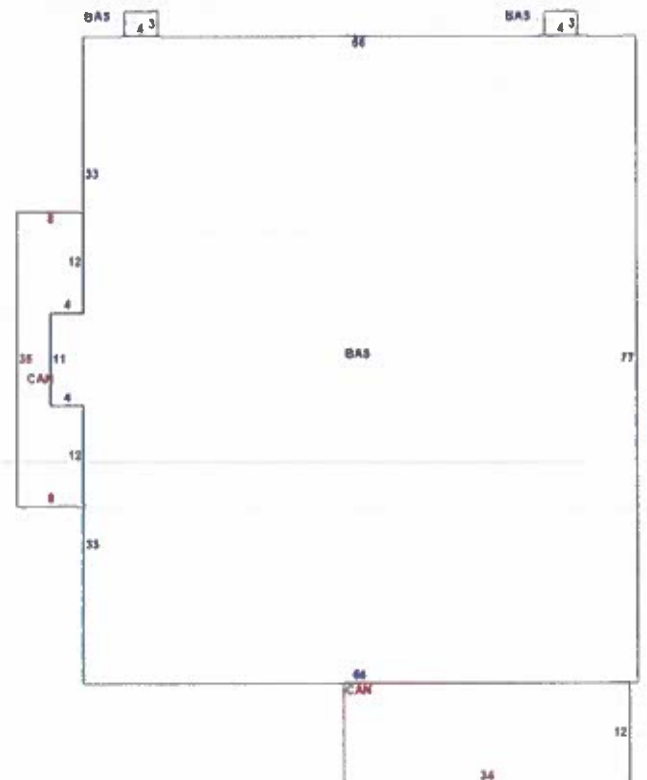
Building Attributes : Bldg 7 of 10	
Field	Description
Style:	Restaurant
Model	Comm/Ind
Grade	Average +10
Stories:	1
Occupancy	1.00
Exterior Wall 1	Vinyl Siding
Exterior Wall 2	
Roof Structure	Gable/Hip
Roof Cover	Asph/F Gls/Cmp
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Inlaid Sht Gds
Interior Floor 2	Quarry Tile
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	REST/CLUBS MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	ABOVE AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	12.00

### Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG\\_9834\\_3112](https://images.vgsi.com/photos/SalemNHPhotos/A0031/IMG_9834_3112))

### Building Layout



(ParcelSketch.ashx?pid=105983&bid=104576)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area

% Conn Wall	
-------------	--

BAS	First Floor	5,150	5,150
CAN	Canopy	644	0
		5,794	5,150

## Building 8 : Section 1

**Year Built:** 2020  
**Living Area:** 5,162  
**Replacement Cost:** \$538,061  
**Replacement Cost Less Depreciation:** \$527,300

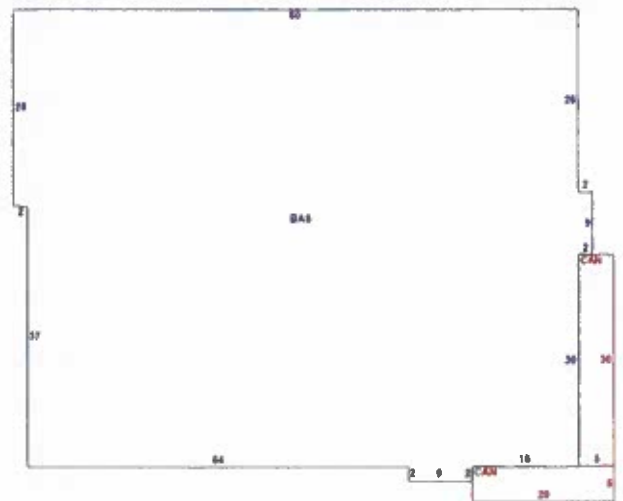
Building Attributes : Bldg 8 of 10	
Field	Description
Style:	Store
Model	Comm/Ind
Grade	Average +10
Stories:	1
Occupancy	2.00
Exterior Wall 1	Stucco/Masonry
Exterior Wall 2	Pre-finish Metl
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Terrazzo Monol
Interior Floor 2	Concr-Finished
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	SHOPNGMALL MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	16.00
% Conn Wall	

## Building Photo



(<https://images.vgsi.com/photos/SalemNHPhotos//A0032/TUSCAN%20A>)

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104676)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	5,162	5,162
CAN	Canopy	250	0
		5,412	5,162

## Building 9 : Section 1

**Year Built:** 2020  
**Living Area:** 18,073  
**Replacement Cost:** \$2,452,096  
**Replacement Cost Less Depreciation:** \$2,403,100

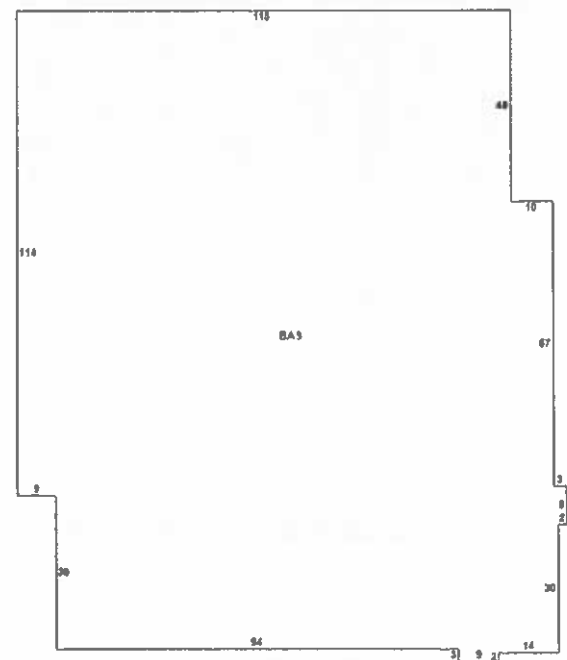
Building Attributes : Bldg 9 of 10	
Field	Description
Style:	Health Club
Model	Comm/Ind
Grade	Average +20
Stories:	1
Occupancy	1.00
Exterior Wall 1	Pre-finish Metl
Exterior Wall 2	
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Concr-Finished
Interior Floor 2	Quarry Tile
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	HEALTH SPA
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUS-CEIL & WL
Rooms/Prtns	AVERAGE
Wall Height	26.00
% Conn Wall	

## Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0029/P1090325\\_294](https://images.vgsi.com/photos/SalemNHPhotos/A0029/P1090325_294))

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104677)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	18,073	18,073
		18,073	18,073

## Building 10 : Section 1

**Year Built:** 2021  
**Living Area:** 5,217  
**Replacement Cost:** \$1,185,217



## Replacement Cost

Less Depreciation: \$1,185,200

Building Attributes : Bldg 10 of 10	
Field	Description
Style:	Fast Food Rest
Model	Comm/Ind
Grade	Good
Stories:	1
Occupancy	1.00
Exterior Wall 1	Brick/Masonry
Exterior Wall 2	
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Ceram Clay Til
Interior Floor 2	
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	REST/CLUBS MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	3260
Heat/AC	HEAT/AC PKGS
Frame Type	WOOD FRAME
Baths/Plumbing	AVERAGE
Ceiling/Wall	SUSP-CEIL ONLY
Rooms/Prtns	AVERAGE
Wall Height	12.00
% Comn Wall	

## Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0030\20220503\\_1033](https://images.vgsi.com/photos/SalemNHPhotos/A0030\20220503_1033))

## Building Layout



(ParcelSketch.ashx?pid=105983&bid=104783)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	5,217	5,217
CAN	Canopy	84	0
SLB	Slab	5,217	0
		10,518	5,217

## Extra Features

Extra Features				Legend
Code	Description	Size	Assessed Value	Bldg #
SPR2	WET/CONCEALED	35887.00 S.F.	\$45,700	1
SPR2	WET/CONCEALED	45631.00 S.F.	\$58,100	2
SPR1	SPRINKLERS-WET	35608.00 S.F.	\$34,900	3
SPR2	WET/CONCEALED	3154.00 S.F.	\$4,000	4
SPR2	WET/CONCEALED	14361.00 S.F.	\$18,300	5

CLR1	COOLER	136.00 S.F.	\$3,300	5
CLR2	FREEZER TEMPS	104.00 S.F.	\$3,400	5
SPR1	SPRINKLERS-WET	15093.00 S.F.	\$14,800	6
SPR1	SPRINKLERS-WET	5150.00 S.F.	\$5,000	7
CLR1	COOLER	156.00 S.F.	\$3,800	7
CLR2	FREEZER TEMPS	36.00 S.F.	\$1,200	7
MEZ3	W/PARTITIONS	9000.00 S.F.	\$176,400	9
SPR2	WET/CONCEALED	18073.00 S.F.	\$23,000	9
ATM1	AUTOMATC TELLR	0.00 UNITS	\$0	4
ATM1	AUTOMATC TELLR	0.00 UNITS	\$0	4
NDP	NITE DEPOSIT	0.00 UNITS	\$0	4
CLR1	COOLER	96.00 S.F.	\$2,400	10
CLR2	FREEZER TEMPS	96.00 S.F.	\$3,200	10
DUW2	WIDE BAY	1.00 UNITS	\$9,000	10
SPR2	WET/CONCEALED	3845.00 S.F.	\$5,000	10
SPR2	WET/CONCEALED	4261.00 S.F.	\$5,400	8
PAT	PATIO	728.00 S.F.	\$9,500	10

## Land

### Land Use

**Use Code** 3230  
**Description** SHOPNGMALL MDL-94  
**Zone** CIC  
**Neighborhood** 800  
**Alt Land Appr** No  
**Category**

### Land Line Valuation

**Size (Acres)** 23.55  
**Frontage** 0  
**Depth** 0  
**Assessed Value** \$17,996,439  
**Appraised Value** \$17,996,439

## Outbuildings

Outbuildings						Legend
Code	Description	Sub Code	Sub Description	Size	Assessed Value	Bldg #
PAT1	PATIO-AVG			1000.00 S.F.	\$3,600	3
PAV1	PAVING-ASPHALT			308404.00 S.F.	\$616,800	1
SGN3	W/INT LIGHTS			350.00 S.F.&HGT	\$28,000	5
CNP2	GOOD QUALITY			1350.00 S.F.	\$32,400	10
CNP2	GOOD QUALITY			2128.00 S.F.	\$51,100	10
EV	ELEC CHARGE STAT			1.00 UNITS	\$10,000	10
EV	ELEC CHARGE STAT			2.00 UNITS	\$20,000	5
EV	ELEC CHARGE STAT			1.00 UNITS	\$10,000	4
EV	ELEC CHARGE STAT			2.00 UNITS	\$20,000	2

Valuation History

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$26,287,700	\$17,996,439	\$44,284,139
2024	\$25,197,100	\$17,996,439	\$43,193,539
2023	\$25,049,600	\$17,996,439	\$43,046,039

Assessment			
Valuation Year	Improvements	Land	Total
2025	\$26,287,700	\$17,996,439	\$44,284,139
2024	\$25,197,100	\$17,996,439	\$43,193,539
2023	\$25,049,600	\$17,996,439	\$43,046,039



## 20-24 VIA TOSCANA

Location 20-24 VIA TOSCANA

Mblu 108// 12657//

Acct# 12657

Owner TUSCAN VILLAGE BLOCK 1300,  
LLC

Assessment \$19,034,600

Appraisal \$19,034,600

PID 106262

Building Count 3

### Current Value

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$18,043,800	\$990,800	\$19,034,600
Assessment			
Valuation Year	Improvements	Land	Total
2025	\$18,043,800	\$990,800	\$19,034,600

### Owner of Record

Owner TUSCAN VILLAGE BLOCK 1300, LLC  
Co-Owner  
Address 63 MAIN ST  
SALEM, NH 03079

Sale Price \$0  
Certificate  
Book & Page 6536/1391  
Sale Date 03/13/2024  
Instrument 1B

### Ownership History

Ownership History					
Owner	Sale Price	Certificate	Book & Page	Instrument	Sale Date
TUSCAN VILLAGE BLOCK 1300, LLC	\$0		6536/1391	1B	03/13/2024
TUSCAN VILLAGE BLOCK 1300, LLC	\$0		6530/1835	1B	02/02/2024
TUSCAN VILLAGE MASTER DEVELOPMENT, LLC	\$0		6087/1446		02/26/2020

### Building Information

#### Building 1 : Section 1

Year Built: 2025  
Living Area: 343,700  
Replacement Cost: \$53,652,292

Replacement Cost  
Less Depreciation: \$16,095,700

Building Attributes	
Field	Description
Style:	Apartments
Model	Comm/Ind
Grade	Good
Stories:	5
Occupancy	299.00
Exterior Wall 1	Stucco/Masonry
Exterior Wall 2	
Roof Structure	Flat
Roof Cover	Rolled Compos
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Pergo
Interior Floor 2	Ceram Clay Til
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	APT OVER 8
Total Rooms	
Total Bedrms	413
Total Baths	410
1st Floor Use:	
Heat/AC	HEAT/AC SPLIT
Frame Type	WOOD FRAME
Baths/Plumbing	AVERAGE
Ceiling/Wall	CEIL & WALLS
Rooms/Prtns	AVERAGE
Wall Height	9.00
% Corn Wall	

Building 2 : Section 1

Year Built: 2025  
Living Area: 42,388  
Replacement Cost: \$4,516,632  
Replacement Cost  
Less Depreciation: \$1,580,800

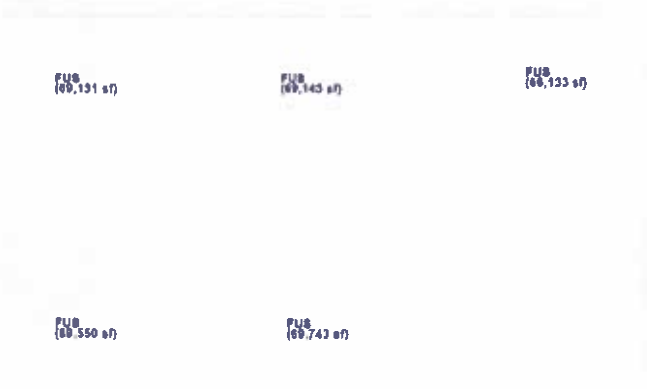
Building Attributes : Bldg 2 of 3	
Field	Description
Style:	Store
Model	Ind/Comm

Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0032/thumbnail\\_IMG](https://images.vgsi.com/photos/SalemNHPhotos/A0032/thumbnail_IMG)

Building Layout



{ParcelSketch.ashx?pid=106262&bid=105022}

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
FUS	Upper Story, Finished	343,700	343,700
		343,700	343,700

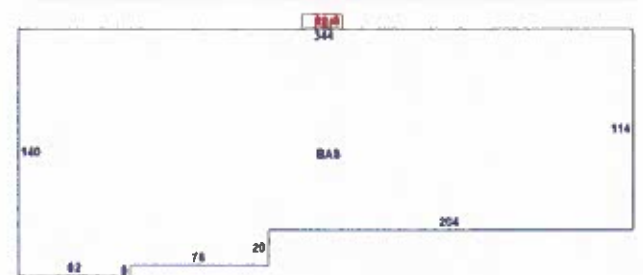
Grade	Good
Stories:	1
Occupancy	7.00
Exterior Wall 1	Stucco/Masonry
Exterior Wall 2	
Roof Structure	Flat
Roof Cover	Tar & Gravel
Interior Wall 1	Drywall/Sheet
Interior Wall 2	
Interior Floor 1	Ceram Clay Til
Interior Floor 2	
Heating Fuel	Gas
Heating Type	Forced Air-Duc
AC Type	Central
Bldg Use	STORE/SHOP MDL-94
Total Rooms	
Total Bedrms	
Total Baths	
1st Floor Use:	
Heat/AC	HEAT/AC PKGS
Frame Type	STEEL
Baths/Plumbing	AVERAGE
Ceiling/Wall	CEIL & WALLS
Rooms/Prtns	AVERAGE
Wall Height	10.00
% Comn Wall	

### Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0032/thumbnail\\_IMG\\_](https://images.vgsi.com/photos/SalemNHPhotos/A0032/thumbnail_IMG_)

### Building Layout



(ParcelSketch.ashx?pid=106262&bid=105170)

Building Sub-Areas (sq ft)			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	42,388	42,388
FEP	Porch, Enclosed, Finished	184	0
		42,572	42,388

### Building 3 : Section 1

**Year Built:** 2025  
**Living Area:** 46,227  
**Replacement Cost:** \$5,904,597  
**Replacement Cost Less Depreciation:** \$295,200

Building Attributes : Bldg 3 of 3	
Field	Description
Style:	Disc Dept Store
Model	Comm/Ind
Grade	Good
Stories:	1
Occupancy	1.00
Exterior Wall 1	Stucco/Masonry
Exterior Wall 2	

### Building Photo



([https://images.vgsi.com/photos/SalemNHPhotos/A0032/thumbnail\\_IMG\\_](https://images.vgsi.com/photos/SalemNHPhotos/A0032/thumbnail_IMG_)





SPL3	GUNITE			654.00 S.F.	\$0	1
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Valuation History

Appraisal			
Valuation Year	Improvements	Land	Total
2025	\$18,043,800	\$990,800	\$19,034,600
2024	\$0	\$1,668,000	\$1,668,000

Assessment			
Valuation Year	Improvements	Land	Total
2025	\$18,043,800	\$990,800	\$19,034,600
2024	\$0	\$1,668,000	\$1,668,000

*Cathy Ann Sweeney*

LCHIP	ROA672038	25.00
TRANSFER TAX	RO128286	40.00
RECORDING		18.00
SURCHARGE		2.00

**WARRANTY DEED**

This is a non-contractual transfer which is exempt from the New Hampshire Real Estate Transfer Tax pursuant to the provisions of RSA 78-B:2, IX.

**KNOW ALL MEN BY THESE PRESENTS**, that

**TUSCAN VILLAGE MASTER DEVELOPMENT, LLC**, a New Hampshire limited liability company, having a mailing address of 63 Main Street, Salem, NH 03079 (the "Grantor")

for consideration paid, the receipt and sufficiency of which are hereby acknowledged,

grants to **TUSCAN VILLAGE BLOCK 1300, LLC**, a New Hampshire limited liability company, having a mailing address of 63 Main Street, Salem, NH 03079 (the "Grantee"),

**WITH WARRANTY COVENANTS**

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, and more particularly described on Exhibit A attached hereto and made a part hereof, together with all and singular the rights, benefits, permits, entitlements, development rights, privileges, easements, tenements, hereditaments and appurtenances thereunto belonging or appertaining thereto and Grantor's rights, easements and other interests, if any, in and to adjacent streets, alleys, rights of way and other property abutting such real property, any and all water and water rights, well rights and well permits, water and sewer taps, wastewater, sanitary and storm sewer capacity or reservations and rights under utility agreements with any applicable governmental or quasi-governmental authorities and agencies with respect to providing utility services to such real property (collectively, the "Property").

Said Property is conveyed subject to and with the benefit of all easements, rights, restrictions, liens, agreements and other matters of record, but only insofar as the same are still in force and affect the Property.

Meaning and intending to convey a portion of the property conveyed to Grantor by Warranty Deed from Rock Acquisition, LLC, dated February 25, 2020, and recorded February 26, 2020, with the Rockingham County Registry of Deeds (the "Registry") in Book 6087, Page 1446.

[SIGNATURE ON FOLLOWING PAGE]



Executed under seal as of the 13 day of March, 2024.

TUSCAN VILLAGE MASTER DEVELOPMENT,  
LLC, a New Hampshire limited liability company

By:   
Name: Joseph P. Faro  
Title: Manager

STATE OF NEW HAMPSHIRE

COUNTY: Rockingham ss.

On this 4<sup>th</sup> day of March, 2024, before me, the undersigned notary public, personally appeared Joseph P. Faro, as Manager of Tuscan Village Master Development, LLC, proved to me through satisfactory evidence of identification, which was personal knowledge of identity, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, as the voluntary act of the limited liability company.

  
Notary Public

My commission expires: 11.25.24



**AFTER RECORDING RETURN TO:**

First American Title Insurance Company  
National Commercial Services  
800 Boylston Street, Suite 2820  
Boston, MA 02199  
Attn: Anthony Bucchere, Esq.

**EXHIBIT A**

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, shown as "Proposed Map 108, Lot 12657" on a plan of land entitled "Subdivision Plan Prepared for Tuscan Village Master Development, LLC, P.O. Box 1648, Salem, NH 03079" dated June 28, 2023 and recorded with the Rockingham County Registry of Deeds as Plan D-44268.

6276849.1

*Cathy Ann Leary*

LCHIP	ROA483439	25.00
RECORDING		22.00
SURCHARGE		2.00

### WARRANTY DEED

This is a non-contractual transfer which is exempt from the New Hampshire Real Estate Transfer Tax pursuant to the provisions of RSA 78-B:2, IX.

KNOW ALL MEN BY THESE PRESENTS, that

ROCK ACQUISITION, LLC, a New Hampshire limited liability company, having an address of 63 Main Street, Salem, NH 03079 (the "Grantor")

for consideration paid, the receipt and sufficiency of which are hereby acknowledged,

grants to TUSCAN SOUTH VILLAGE LLC, a New Hampshire limited liability company, having a mailing address of 63 Main Street, Salem, NH 03079 (the "Grantee"),

WITH WARRANTY COVENANTS

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, and more particularly described on Exhibit A attached hereto and made a part hereof, together with all and singular the rights, benefits, permits, entitlements, development rights, privileges, easements, tenements, hereditaments and appurtenances thereunto belonging or appertaining thereto and Grantor's rights, easements and other interests, if any, in and to adjacent streets, alleys, rights of way and other property abutting such real property, any and all water and water rights, well rights and well permits, water and sewer taps, wastewater, sanitary and storm sewer capacity or reservations and rights under utility agreements with any applicable governmental or quasi-governmental authorities and agencies with respect to providing utility services to such real property (collectively, the "Property").

Said Property is conveyed subject to and with the benefit of all easements, rights, restrictions, liens, agreements and other matters of record, but only insofar as the same are still in force and affect the Property.

**Book: 6087 Page: 1450**

Meaning and intending to convey a portion of the property conveyed to Grantor by Deed from Rockingham Venture, Inc., dated October 14, 2016, and recorded October 17, 2016, with the Rockingham County Registry of Deeds (the "Registry") in Book 5763, Page 52.

[SIGNATURE ON FOLLOWING PAGE]



Executed under seal as of the 25<sup>th</sup> day of February, 2020.

ROCK ACQUISITION, LLC, a New Hampshire  
limited liability company

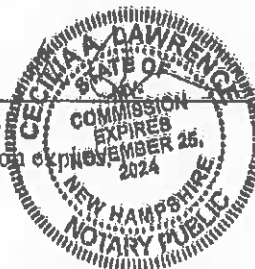
By:   
Name: Joseph P. Faro  
Title: Manager

STATE/Commonwealth of New Hampshire

COUNTY: Rockingham, ss.

On this 25<sup>th</sup> day of February, 2020, before me, the undersigned notary public, personally appeared Joseph P. Faro, as Manager of Rock Acquisition, LLC, proved to me through satisfactory evidence of identification, which was Driver's License, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, as the voluntary act of the limited liability company.

  
Notary Public  
My commission expires November 25, 2024



**AFTER RECORDING RETURN TO:**  
First American Title Insurance Company  
National Commercial Services  
800 Boylston Street, Suite 2820  
Boston, MA 02199  
Attn: Katherine E. Garavaglia, Esq.

**EXHIBIT A**

**Parcel I:**

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, shown as "Map 108, Lot 12501" on a plan of land entitled "Subdivision Plan Prepared for OMJ Realty, LLC, 63 Main Street, Salem, NH" dated August 19, 2019 and recorded with the Registry as Plan No. D-41798.

**Parcel II:**

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, shown as "Map 107, Lot 12575" on a plan of land entitled "Roadway Subdivision Plan Prepared for OMJ Realty, LLC, 63 Main Street, Salem, NH" dated March 26, 2019 and recorded with the Registry as Plan No. D-41783.

**Parcel III:**

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, shown as "Proposed Map 107, Lot 12576" on a plan of land entitled "Subdivision Plan Prepared for OMJ Realty, LLC, 63 Main Street, Salem, NH" dated August 7, 2019 and recorded with the Registry as Plan No. D-41662.

**Parcel IV:**

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, shown as "Map 108, Lot 846" on a plan of land entitled "Subdivision Plan, Rockingham Venture, Route 28/Rockingham Park Boulevard, Salem, N.H.", prepared by Kimball Chase Company Inc., dated Jan. 1990, and recorded with the Registry as Plan No. D-20210.

Book:6440 Page:844

# 22040555 09/20/2022 11:00:19 AM  
Book 6440 Page 844 Page 1 of 5  
Register of Deeds, Rockingham County

*Cathy Ann Tracy*

LCHIP	ROA631478	25.00
TRANSFER TAX	RO118500	40.00
RECORDING		26.00
SURCHARGE		2.00

env 20fs  
Nutter, McClennen + Fish LLP



WARRANTY DEED

\$40.00 Minimum  
Transfer Tax

### WARRANTY DEED

This is a non-contractual transfer which is exempt from the New Hampshire Real Estate Transfer Tax pursuant to the provisions of RSA 78-B:2, IX.

KNOW ALL MEN BY THESE PRESENTS, that

TUSCAN SOUTH VILLAGE LLC, a New Hampshire limited liability company, having a mailing address of 63 Main Street, Salem, NH 03079 (the "Grantor")

for consideration paid, the receipt and sufficiency of which are hereby acknowledged,

grants to TUSCAN VILLAGE MASTER DEVELOPMENT, LLC, a New Hampshire limited liability company, having a mailing address of 63 Main Street, Salem, NH 03079 (the "Grantee");

### WITH WARRANTY COVENANTS

A certain tract or parcel of land, with any improvements thereon, situated in the Town of Salem, County of Rockingham and State of New Hampshire, and more particularly described on Exhibit A attached hereto and made a part hereof, together with all and singular the rights, benefits, permits, entitlements, development rights, privileges, easements, tenements, hereditaments and appurtenances thereunto belonging or appertaining thereto and Grantor's rights, easements and other interests, if any, in and to adjacent streets, alleys, rights of way and other property abutting such real property, any and all water and water rights, well rights and well permits, water and sewer taps, wastewater, sanitary and storm sewer capacity or reservations and rights under utility agreements with any applicable governmental or quasi-governmental authorities and agencies with respect to providing utility services to such real property (collectively, the "Property").

Said Property is conveyed subject to and with the benefit of all easements, rights, restrictions, liens, agreements and other matters of record, but only insofar as the same are still in force and affect the Property.



Meaning and intending to convey a portion of the property conveyed to Grantor by Deed from Rock Acquisition, LLC dated February 25, 2020, and recorded February 26, 2020, with the Rockingham County Registry of Deeds (the "Registry") in Book 6087, Page 1449.

[SIGNATURE ON FOLLOWING PAGE]

Executed under seal as of the 13<sup>th</sup> day of September, 2022.

TUSCAN SOUTH VILLAGE LLC, a New  
Hampshire limited liability company

By:   
Name: Joseph P. Faro  
Title: Manager

STATE OF NEW HAMPSHIRE

COUNTY: Rockingham, ss.

On this 13<sup>th</sup> day of September, 2022, before me, the undersigned notary public, personally appeared Joseph P. Faro, as Manager of Tuscan South Village LLC, proved to me through satisfactory evidence of identification, which was Drivers License, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose, as the voluntary act of the limited liability company.

  
Notary Public

My commission expires: 11.25.24



**AFTER RECORDING RETURN TO:**

Nutter McClennen & Fish LLP  
Seaport West  
155 Seaport Boulevard  
Boston, MA 02210  
Attn: Matthew J. Gaughan, Esq.

EXHIBIT A

A certain tract or parcel of land situated in the Town of Salem, County of Rockingham, State of New Hampshire, shown as "Portion of Map 108 Lot 12501 to be Conveyed to Map 98 Lot 7887, 30,658 Sq. Ft., 0.704 ac. +/-" on a plan of land entitled "Lot Line Adjustment Plan Prepared for OMJ Realty, LLC, 63 Main Street, Salem, NH, Salem Property Map 98 Lot 7887 & Map 108 Lot 12501, Tuscan Boulevard, Artisan Drive and Via Toscana" dated June 7, 2022, last updated August 2, 2022 and recorded with the Registry as Plan No. D-43508, and bounded and described as follows:

Beginning at a point on the easterly sideline of Via Toscana at lands now or formerly of Tuscan Village Master Development, LLC and Tuscan South Village LLC; thence

S28°06'02"E by land of Tuscan South Village LLC a distance of two hundred twenty-seven and ten hundredths (227.10) feet to a point; thence

S61°53'58"W by land of Tuscan South Village LLC a distance of one hundred thirty-five and no hundredths (135.00) feet to a point at lands of Tuscan South Village LLC and Tuscan Village Master Development, LLC; thence

N28°06'02"W by lands of Tuscan Village Master Development, LLC and now or formerly of Tuscan Village Block 2000 LLC a distance of two hundred twenty-seven and ten hundredths (227.10) feet to a point; thence

N61°53'58"E by land of Tuscan Village Master Development, LLC a distance of one hundred thirty-five and no hundredths (135.00) feet to the point of beginning.

Said tract or parcel of land contains 30,658 square feet or 0.704 acres, more or less.



72 ROCKINGHAM BLVD. SALEM, NH | 603.212.9650 | TUSCANVILLAGESALEM.COM

December 15, 2025

Mr. Jacob LaFontaine, Planning Director  
Salem Zoning Board of Adjustment  
Salem Municipal Office Building  
33 Geremonty Drive  
Salem, New Hampshire 03079

Re: **Variance Application**  
**Off Premises Signage Variance – Whole Foods Freestanding Monument Signs**  
**MAP 108 LOT 12657 & MAP 108 LOT 12501**  
**24 VIA TOSCANA/SOUTH VILLAGE DRIVE**

Dear Jacob:

I, Joseph Faro, c/o Tuscan Village Master Development LLC being the owner of the property listed above, hereby give permission to Mark S Gross, as the agent for Tuscan Village Master Development LLC to prepare a variance application and supporting documents as necessary to represent and receive any required approvals related to the redevelopment of this property for the above referenced project, specifically for the variance application for the pedestrian kiosk signs.

  
\_\_\_\_\_  
Joseph P. Faro, owner  
Tuscan Village Development LLC

\_\_\_\_\_  
Date