

TOWN OF MATTAPOISETT
BOARD OF APPEALS

| | | |
|------------------------------|---|----------------|
| Application of |) | |
| Richard & Gloria Waterhouse |) | |
| 17 Bayview Avenue |) | |
| Mattapoisett, MA 02739 |) | BOA CASE #1181 |
| relating to property located |) | |
| at 17 Bay View Avenue |) | |

RECORD OF PROCEEDINGS

The public hearing in BOA Case #1181 was called to order by Chairperson Chase on August 19, 2010. Chairperson Chase explained the practice and procedures of the Board. Chairperson Chase stated that the members of the panel to hear and determine this case were Chase, Akin, Brogan, Milott and Pacheco. Board member Akin read the application as filed with the Town Clerk on July 1, 2010.

The applicants were present at the hearing and were represented by Bruce Rocha Jr. of Fisher & Rocha Builders located in Mattapoisett. The applicants would like to construct an addition to their existing dwelling that will not meet the required setbacks of the Waterfront 30 (W-30) Zoning District. The proposed addition will meet all required setbacks with the exception of the rear. The proposed rear setback will be 23.8 feet when the required is 30 feet.

The applicants are proposing to construct this 16' x 20' addition in order to create more living space for their family. The applicants currently own two (2) dwellings and are looking to keep one dwelling and make that their primary residence.

There were no abutters or interested parties present at the hearing who spoke either in favor or against the proposal.

The following Exhibits were entered into the record during the public participation of Board

WATERHOUSE/BOA CASE #1181

RECORD OF PROCEEDINGS/PAGE

TWO

of Appeals Case #1181.

Exhibit "A" – Site Plan

Exhibit "B" – Assessors Map

Exhibit "C" – Assessors Field Card

Exhibit "D" – Board of Health

Exhibit "E" – Conservation Commission Approval

Exhibit "F" – Construction Plans

Exhibit "G" – Photographs

The public participation phase of Board of Appeals Case #1181 closed to testimony at 6:39 P.M. The deliberation phase of Board of Appeals Case #1181 opened at 6:40 P.M. and after discussion and upon motion duly made and seconded, the Board voted unanimously to GRANT the Special Permit to the applicants.

The Board members found that the applicant's proposal will not be more detrimental to the neighborhood nor the Town and will not have any adverse effects on Sections 7.2.2.2.1 through 7.2.2.2.7 of the Zoning By-Laws. Chairperson Chase stated that Board of Appeals Case #1181 would be continued to Wednesday, August 25, 2010 for the sole purpose of signing a written Decision.

On Wednesday, August 25, 2010 Chairperson Chase called to order BOA Case #1181 and all members being present they proceeded to sign the written decision in the form presented.

The hearing adjourned at 6:00 P.M.

Chairperson/Jeffrey R. Chase