

Town of Westwood
Commonwealth of Massachusetts

David W. Krumsiek, Chairman
John F. Lally
Douglas C. Stebbins



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2017 JUN 12 A 10:30
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TOWN OF WESTWOOD

ZONING BOARD OF APPEALS

NOTICE OF DECISION

In compliance with Chapter 40A of the General Laws of the Commonwealth of Massachusetts, you are hereby notified that the Board of Appeals has unanimously voted to grant the Petitioner, Stephen Werth, his request for Leave to Withdraw Without Prejudice his application relative to the Variance requested for 10 Cardinal Drive pursuant to Section 5.4.4.1 of the Westwood Zoning Bylaw.

PROPERTY OWNER(S): Stephen Werth

LAND AFFECTED: 10 Cardinal Drive, Westwood, MA
Map 11 Lot 016

The signed decision for the petition was filed at the office of the Town Clerk on **June 12, 2017**.

Any appeal of this decision shall be made pursuant to the Massachusetts General Laws, Chapter 40A, Section 17 and a copy delivered to Office of the Town Clerk within twenty (20) days of the date that the decision was filed in the office of the Town Clerk.

**DECISION OF THE ZONING BOARD OF APPEALS
of the
TOWN OF WESTWOOD**

PROPERTY OWNER(S): Robbie H. Werth Trustee, M&A Living Trust

PETITIONER(S): Stephen Werth
10 Cardinal Drive
Westwood, Massachusetts 02090

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LAND AFFECTED: 10 Cardinal Drive
Westwood, Massachusetts 02090
Map 11, Lot 016

HEARING:

The Board of Appeals for the Town of Westwood held a Public Hearing according to the General Laws of the Commonwealth of Massachusetts on Wednesday, April 26 2017 and continued to Wednesday, May 17 at 7:00 PM in the Champagne Meeting Room of the Carby Street Municipal Office Building, 50 Carby Street, Westwood, MA 02090 to consider the Petitioner's request for a Variance pursuant to the Westwood Zoning Bylaw, Section 5.4.4.1, to construct an attic renovation including the addition of dormers, that exceed maximum height requirements. Property located in the Single Residential E District.

BOARD MEMBERS: David W. Krumsiek, Chairman
Douglas C. Stebbins
David M. Belcher

FINDINGS

In consideration of all of the testimony and exhibits and documents submitted before the Board, the Board makes the following findings of fact:

1. The Subject Property is located at 10 Cardinal Drive. The Petitioner proposed to renovate the attic of a single family residence, with the construction of new dormers that would exceed maximum height requirements. Relief in the form of a Variance pursuant to Section 5.4.4.1 was requested. The Board of Appeals is the Variance Granting Authority.
2. The Board duly posted and opened the public hearing on April 26, 2017 at which time it heard testimony from the Petitioner, the Petitioner's architects, and the public. The hearing was continued to May 17, 2017.
3. On May 16, 2017, the Board received a written request to withdraw the application without prejudice from Imelda Barnhurst, RA, of Gienapp Design Associates LLC, on behalf of the applicant.

DECISION and CONDITIONS

At a meeting of the Board of Appeals on Wednesday May 17, 2017, on a motion made by Douglas C. Stebbins and seconded by David M. Belcher, the Board voted to grant the Petitioner's request for Leave to Withdraw Without Prejudice relative to the Variance requested for 10 Cardinal Drive pursuant to Section 5.4.4.1 of the Westwood Zoning Bylaw.

RECORD OF VOTE

The following members of the Board of Appeals voted to grant the Petitioner's request for the Leave to Withdraw Without Prejudice: David W. Krumsiek, Douglas C. Stebbins and David M. Belcher.

The following members of the Board of Appeals voted in opposition to the Leave to Withdraw Without Prejudice: None.

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WESTWOOD ZONING BOARD OF APPEALS

David W. Krumsiek - Chairman

Douglas C. Stebbins

David M. Belcher

5/17/17
Date

10 Cardinal Drive-Wirth

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