

TOWN OF ASHBURNHAM  
ZONING BOARD OF APPEALS  
LOWER LEVEL MEETING ROOM – TOWN HALL  
September 11, 2013

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In attendance – Chairman David Perry, Acting Clerk, Rich Archer, Mark Carlisle, Terry Girouard and Cheryl Anderson

Absent: Joseph Daigle

**Special Permit Hearing #10-6 Deliberations**

David Perry opens meeting at 7:34 PM

Mark Carlisle speaks

Cheryl Anderson speaks

Discussion amongst entire Board. Rich makes motion that per number 6 of decision #10-06 condition 2, 4, & 5 conditions were not conformed to. Therefore special permit #10-06 to be revoked.

NOTE: See exhibit 1 for decision #10-6 from

Rich Archer makes motion that per condition #6 of special permit 10-06 granted on September 7, 2011 the Board find in violation of conditions 2, 4, & 5 therefore special permit #10-06 to be revoked.

Terry Girouard seconded the motion

Vote by the 5 Member ZBA Board was unanimous to revoke special permit #10-06

David Perry explains decision and appeal process.

Mark Carlisle makes motion to adjourn the meeting at 8:00 PM

Terry Girouard seconds the motion

All ZBA Members voted unanimously to adjourn the hearing.

Respectfully submitted,

Rich Archer,  
Acting Clerk

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Town Clerk:

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## NOTICE OF DECISION

Number: 10-06

**Date of Application:** September 10, 2010

**Subject of Appeal:** The application of George Gorrell, for a Special Permit from Section 3.42 (t) of the Ashburnham Zoning Bylaws for storage of construction equipment and building material and all other necessary zoning relief on the property located on 99 Willard Road, Map 35 and Parcel 10 in the R-A District.

**Date of Hearings:** 6/1/11, 3/9/11, 2/23/11, 12/8/10, 11/9/10, and 10/27/2010

**Date of Decision:** September 7, 2011

**Decision:** A Special Permit granted with conditions until November 16, 2011.  
Special Permit to be reviewed on November 9, 2011 at 7:30 PM.

**Basis for Decision:** The granting of the Special Permit with conditions listed will not derogate from the intent of the By-Law nor harm the neighborhood.

### Conditions:

1. Hours of operation to be 7:00 AM to 5:00 PM Monday thru Friday, 8:00 AM to 4:00 PM on Saturday no Sundays except for an emergency directly related to a public safety concern.
2. No equipment to be visible from the street or neighbors property.
3. Access and egress is limited to 99 Willard Road of all business activity.
4. No stock piling of materials that are not directly related to the heating of house or barn.
5. Only five (5) pieces of commercial or construction equipment to be kept on site (99 Willard Road)
6. If applicant is found to be in violation of any conditions listed may be grounds for Special Permit to be revoked prior to November 16, 2011.
7. Equipment repairs and maintenance must be done inside. No outside repairs allowed.
8. Special Permit is valid until November 16, 2011 only. A review meeting will be held on November 9, 2011 at 7:30 PM Town Hall Upper Level Meeting Room to see if conditions are being met and if Special Permit should be amended, extended or revoked.
9. Waste Management not to use tenants drive way for entrance or egress.
10. Only one (1) piece of construction equipment to leave on Saturday between 8:00 AM and 4:00 PM