

Date Received:

Town Clerk:



NOTICE OF DECISION
Number 07-12

Date of Application: September 5, 2007

Subject of Appeal: The application of Scott Kelley for a Special Permit from Section 1.42: Non-Conforming Buildings and Structures of the Ashburnham Zoning Bylaws in order to reconstruct a single family home and all other necessary zoning relief on the property located at 221 Ashby Road, Map 65, Parcel 19 in the RB District.

Date of Hearing: October 3, 2007

Date of Decision: October 3, 2007

Findings: The Board finds that a Special Permit is required under Section 1.42.

Decision: The Special Permit is granted with conditions the following conditions:

1. Setbacks not to exceed those presented to the Board on the plan shown at hearing.
2. Height limit not to exceed a 35 foot mean grade.
3. Block wall to be of a textured nature.

Basis for Decision: The granting of a Special Permit will not derogate from the intent of the Bylaw nor harm the neighborhood.

Vote of the Board:

Unanimous to Grant: David Perry, Chair
Joseph Daigle
Donna Brooks
Terry Girouard

Notice: Any decision of the Board of Appeals may be appealed to the Superior Court of Worcester County within 20 days by the Applicant, Town Boards or Officers, or any person aggrieved by the decision. Appeal may also be made in Fitchburg District Court.

After the 20 days appeal period, if no appeals have been filed, this decision must be recorded with the Registry of Deeds.