

Date Received:

Town Clerk:



NOTICE OF DECISION
Number: 08-04

Date of Application: May 29, 2008

Subject of Appeal: The application of Paul and Mary Janell for a Special Permit from Section 1.42, *Non-Conforming Buildings and Structures*, of the Ashburnham Zoning Bylaws in order to demolish the existing structure and construct a new single family home and all other necessary zoning relief on the property located at 62 Winding Cove Road, Map 48, Parcel 56 in the RB District.

Date of Hearing: June 25, 2008

Date of Decision: June 25, 2008

Decision: a. Board finds that 1.42 applies and a Special Permit may be sought.
b. Special Permit was granted with conditions.

Conditions: 1. Height not to exceed 35 feet from mean grade.
2. Both side setbacks not to exceed 18 feet.

Basis for Decision: Appellant's plan makes the lot less non-conforming and does not harm the neighborhood nor derogate from the intent of the bylaw.

Vote of the Board:

Unanimous to Grant: Joseph Daigle, Chair
Terry Girouard, Clerk
Cheryl Anderson
Donna Brooks
Absent: David Perry

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.