



ZONING BOARD OF APPEALS
TOWN OF MONTAGUE
ONE AVENUE A
TURNERS FALLS, MA 01376

NOTICE OF DECISION & VOTE

Applicant Owner:

Stephen E. & Corinna B. Fitzpatrick
40 High St.
Turners Falls, MA 01376

Case No. 06-15

Date August 22, 2006

Premises Affected:

40 High St.
Turners Falls, MA
Assessors' Map 06 Lot 188
F Co. Registry of Deeds: Bk 3228 Pg.74

Special Permit (X)
Variance Application (40A) (X)
Section 6 Ch. 40A - Finding (X)
Section 8 Appeal ()

After a public hearing held on:

Wednesday, August 16, 2006

THE BOARD OF APPEALS VOTED:

To grant a Special Permit (Section 5.1.4 Alterations) and variance of the rear yard setback (Section 5.4.5). The approval allows the removal of a 6 ft. by 14 ft non-conforming porch with a 12 ft. by 14 ft covered porch within 16 ft. of the rear property line.

The Board of Appeals finds: that the increase in non-conformity does not compromise the intent of a rear yard setback and has no more detrimental affect on the surroundings than the existing porch.

The vote of the Zoning Board of Appeals was as follows:

- | | | | |
|-------------------------------------|------------|--------------------------|-------------------|
| 1. <u>Ernest L. Brown, Chairman</u> | <u>YES</u> | 4. <u>John Reynolds</u> | <u>YES</u> |
| 2. <u>John Burek, Vice-Chairman</u> | <u>YES</u> | 5. <u>Ericka Almeida</u> | <u>Not Voting</u> |
| 3. <u>Dennis Booska</u> | <u>YES</u> | 6. <u>Robert Sojka</u> | <u>YES</u> |

IMPORTANT:

Any appeal from the decision of the Town of Montague Zoning Board of Appeals can be made only to the Court and must be made pursuant to Section 17, Chapter 40A (MGL) as amended, and must be filed in the office of the Town Clerk within twenty (20) days after the date of filing of the decision with the Town Clerk.

By _____
Ernest L. Brown, Chairman

Karen M. Casey, Clerk

Received for filing by Town Clerk: _____
Time Date

Twenty day appeal period ends: _____
Time Date

I HEREBY CERTIFY THAT NO APPEAL HAS BEEN FILED WITHIN 20 DAYS
FROM THE DATE THAT THIS DECISION WAS FILED WITH THE TOWN CLERK:

Montague Town Clerk

Date

Notice to be recorded by Landowner