

Old King's Highway Regional Historic District Commission

First District Courthouse, Barnstable, Mass. 02630

Telephone: 617-362-4092

D. Kenneth Gourley,
Appellant

vs.

The Old King's Highway Regional
Historic District Committee
for the Town of Sandwich
Appellee

DECISION
Case No. 81-9

A hearing was held on July 7, 1981 by the above Commission on an appeal filed by the above appellant from the decision of the Sandwich Committee denying a Certificate of Appropriateness to the appellant who sought to place two bay windows on the exterior of a building located at 413 Route 6A, East Sandwich, Massachusetts.

Present were: Mr. MacSwan, Barnstable, Mr. Hanger, Dennis, Mr. Ivers, Brewster, Mr. Sutton, Sandwich, Mr. Brown, Orleans, James R. Wilson, Commission counsel, and Mr. Gourley, the appellant.

The decision of the Town Committee was filed with the Town Clerk on June 3, 1981 and the appeal entered with the Commission on June 11, 1981, within the 10 day appeal period.

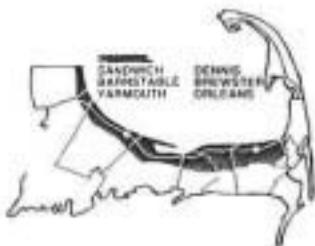
All of the Commission members, except Mr. Brown, indicated that they had viewed the site prior to the hearing. They further indicated that they were familiar with the application submitted.

Mr. Gourley addressed the Commission and stated that the bay units were similar to many others placed in the neighborhood. Additionally, he showed photographs of many bay units that had been installed along Route 6A without objection.

Mr. Sutton indicated that his Committee felt the units were too large for the building and that while they were sympathetic to Mr. Gourley's wish to add natural light to the interior of the building, they felt the design of the bay units was inappropriate.

After discussion by the various Commission members and based upon the evidence before the Commission, it makes the following findings:

1. That there were many similar bay units in the neighborhood.
2. That the Town Committee erred when it disapproved the proposed bay units as they are not so large or massive as to de-



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tract from the appearance of the neighborhood.

3. That the decision of the Town Committee is annulled.

4. That a Certificate of Appropriateness issue approving the proposed bay units in accordance with the plans submitted with the application.

The parties are advised that they may appeal the Commission's decision by filing an appropriate complaint with the Barnstable District Court within 20 days of the filing of this decision with the Sandwich Town Clerk.

Elliott B. MacSwan
Elliott B. MacSwan, Chairman

July 8, 1981

