



Old King's Highway Regional Historic District Commission

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VINCENT and MARTHA VOTOLATO
and MARGARET SWANSON

v.

Decision #85-9

OLD KING'S HIGHWAY REGIONAL HISTORIC
DISTRICT COMMITTEE FOR THE TOWN OF
BARNSTABLE

On Wednesday, August 14, 1985 the Commission held a hearing on Appeal #85-9 filed by Vincent and Martha Votolato and Margaret Swanson seeking review of a decision by the Barnstable Historic District Committee which had denied a Certificate of Appropriateness for a sign 24" x 36" which was to be located at 4225 Main Street, Cummaquid, Massachusetts.

Present were: Mr. Sutton, Sandwich; Mr. MacSwan, Barnstable; Mr. Montgomery, Brewster; Mr. Hanger, Dennis, Mr. Wilson, Commission Counsel; Attorney Dean E. Cycon, attorney for the applicants; Mr. and Mrs. Votolato and various concerned citizens.

The Committee's decision was filed with the Town Clerk on July 12th and the appeal entered with the Commission on July 22, 1985, within the ten day appeal period. All members of the Commission indicated that they had visited the site and were familiar with the neighborhood.

Mr. Cycon addressed the Commission and stated on behalf of the applicants that the Commission had previously approved a 24" x 36" sign in February of 1982, and that the size for the replacement sign was not different from the other business signs in the area. He further argued that it would be a hardship to the business to deny the proposed sign as the business is located at the rear of the property and out of sight from the highway.

Mr. MacSwan stated that his Committee denied the Certificate because they were making an effort to reduce the sign sizes along Route 6A. He further indicated that his Committee did approve a 12" x 24" sign, but felt that the size requested by the applicants would be too large for the residential neighborhood.

After lengthy discussion a compromise agreement was reached with the applicants whereby the Commission would annul the

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Committee's decision and approve an 18" x 30" sign that would be placed behind the stone wall on a natural 6" x 6" post not to exceed 6' in height. The applicants were agreeable to accepting this size, and therefore in accordance with the agreement the Commission makes the following determinations:

The decision of the Barnstable Committee is annulled and a Certificate of Appropriateness for a sign 30" x 18" of the same design and color as approved by the Barnstable Committee is allowed provided it is placed on a plain wrought iron yardarm with a naturally finished 6" x 6" wooden post not to exceed six feet (6') in height, and further provided that said sign be re-located behind the stone wall so that no portion of the sign extends beyond the midpoint of the stone wall.

Any person aggrieved by this decision has a right to appeal to the Barnstable District Court within 20 days of the filing of this decision with the Barnstable Town Clerk.

George Sutton
George Sutton, Chairman