



## Old King's Highway Regional Historic District Commission

P.O. Box 279, Hyannis Mass. 02601

Telephone: 617-775-1766

ROBERT SZEREJKO

v.

Decision #87-26

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

On Tuesday, September 29, 1987 the Commission held a hearing on Appeal #87-26 filed by Robert Szerejko seeking review of a decision by the Sandwich Historic District Committee which had denied a Certificate of Appropriateness for an addition to property located at 84 Wood Ave, Sandwich, Massachusetts.

Present were Ron Lindholm, Dennis; Milton Smith, Yarmouth; Michael Shay, Brewster; John Blaisdell, Sandwich; Robert G. Brown, Commission Counsel; and Robert Szerejko, Applicant.

The Committee's decision had been filed with the Town Clerk on August 28, 1987, and the appeal entered with the Commission on September 8, 1987, within the ten day appeal period.

Robert Szerejko appeared before the Commission and distributed many pictures of the area as well as an assessor's map of the Town Neck area in Sandwich. He stated that it was the desire of his client to place a full shed dormer on her home at 84 Wood Ave., that there were over 45 houses in the general area that had full shed dormers on them. He stated that because of this the addition that was being sought would not be incompatible with the rest of the area. He said he felt the Committee was capricious in that he and his client had met all of the rules and further, that the Committee was inconsistent in that there were many other homes in the general area with full shed dormers that had either been allowed by the Committee or had been placed without the approval of the Committee and the Committee had acquiesced to their presence. He stated that the addition would not be visible from the street and asked that the determination of the Sandwich Historic District Committee be reversed.

John Blaisdell, representing the Sandwich Committee, addressed the Commission to explain the Sandwich Committee's reasons for denial. He stated that the location of the house on the curve of the road, and placed only twelve feet from the road, would make the addition very visible, especially the side facade. He stated that the Committee had no independent power to enforce the Historic District Act and that the Building Inspector alone was the enforcement agent according to the Act. He stated that the policy of the Sandwich Committee was to have an 18 inch step in dormers and that the Committee would prefer to have this dormer set back.

After lengthy discussion the Commission made the following determination.

1. That the Sandwich Historic District Committee did not act in an arbitrary, capricious and erroneous manner in denying the Applicants' Certificate of Appropriateness and that the Applicant's Appeal be denied. 3-0-1

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

*Peter L. Freeman (r)*

Peter L. Freeman  
Chairman

