



Old King's Highway Regional Historic District Commission  
P.O. Box 279, Hyannis Mass. 02601

Telephone: 617-775-1766

DAVID DOVELL

v.

Decision #88-10

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

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'88 APR -6 P2:35

On Tuesday, April 5, 1988 the Commission held a hearing on Appeal #88-10 filed by David Dovell seeking review of a decision by the Yarmouth Historic District Committee which had denied a Certificate of Appropriateness for a new house and garage at 72 Bray Farm Road, Yarmouthport, Massachusetts.

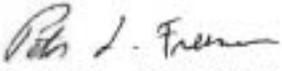
Present were Barbara Hart, Dennis; Michael Shay, Brewster; John Blaisdell, Sandwich; Peter Freeman, Barnstable; Milton Smith; Yarmouth; James R. Wilson, Commission Counsel; Attorney James Quirk, Jr. for the Applicant; and David Dovell, Applicant.

The Committee's decision had been filed with the Town Clerk on March 11, 1988, and the appeal entered with the Commission on March 15, 1988, within the ten day appeal period.

Attorney James Quirk addressed the Commission on behalf of David Dovell and stated that his client had applied to the Yarmouth Committee with five separate plans beginning with an initial application in November, 1987 and eventually receiving a Certificate of Appropriateness in January, 1988 with a third plan of the proposed building. The Applicant subsequently applied with a fourth plan seeking modification to allow a dormer, an extension of the porch, and a lowering of the grade of the garage. It is this fourth plan that was denied and under appeal. The Applicant had submitted at the hearing a revised fifth plan without the dormer that only included the garage and porch modifications. The Committee disapproved all three modifications. No reason for the disapproval was given by the Town Committee.

After lengthy discussion, and at the request of both the Applicant and the Town Committee it was agreed to remand the matter to the Town Committee for revision in accordance with the terms of the compromise worked out at the Commission meeting. The compromise consisted of an agreement eliminating the dormer, leaving the garage at the same level as approved on the third plan as approved in January of 1988 but approving the porch addition across the front of the building. 4-0-1

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

  
Peter L. Freeman  
Chairman