



Old King's Highway Regional Historic District Commission  
P.O. Box 279, Hyannis Mass. 02601  
Telephone: 617-775-1766

MICHAEL J. MAC DOUGAL  
v.

Decision #89-18

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

On Tuesday, December 19, 1989 the Commission held a hearing on Appeal #89-18, filed by Michael J. MacDougal seeking review of a decision by the Dennis Historic District Committee which had denied a Certificate of Appropriateness for a detached garage to be located at 78 South Yarmouth Road, Yarmouthport, Mass.

Present were Brendan Joyce, Dennis; Willard Sheppard, Yarmouth; Allen Abrahamson, Sandwich; Peter Freeman, Barnstable; Robert G. Brown, Commission Counsel; and Michael J. MacDougal, Applicant.

The Committee's decision had been filed with the Town Clerk on November 21, 1989, and the appeal entered with the Commission on November 22, 1989 within the ten day appeal period.

Michael J. MacDougal addressed the Commission and displayed a map of the area with photographs of houses in the area. He stated that his house is one of the oldest in the area, being about 30 years old, and there is nothing of historic significance in the area. He described the area and showed where the garage would be located. He said the Committee had told him that the garage would not be in conformity with the neighborhood. He pointed out many homes in the area which had a garage under and said that he felt it would be in conformity with the neighborhood.

Brendan Joyce, representing the Dennis Committee, addressed the Commission to explain the Dennis Committee's reasons for denial. He presented copies of the minutes of the meeting where the application was discussed and explained that the building was to be a detached, 24 x 24 garage with a workshop above, and all the buildings shown in the Applicant's presentation were homes with garages underneath. He said the Dennis Committee's major objection was that the garage will be cut into the hill. He said that all houses in the area with garages underneath are above grade and there are no garages in the area that are cut into the hill. The Committee felt the garage would not be in conformity with the remainder of the area and on that basis felt that it would be inappropriate.

After discussion, the Commission made the following determination on Appeal #89-18:

1. That the matter be remanded to the Dennis Committee for the purpose of attempting to workout a compromise in the matter.  
3-0-1

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 Dennis Town Clerk.

Peter L. Freeman  
Chairman