

JANE M. BECHTEL

v.

Decision #2000-03

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

On Tuesday, March 7, 2000 the Commission held a hearing on Appeal #s 2000-03 filed by Jane M. Bechtel, seeking review of a decision by the Yarmouth Historic District Committee denying a Certificate of Appropriateness for alterations to a building located at 52 Winter Street, Yarmouthport, Massachusetts

Present were Dorothy Stahley, Barnstable; Paul White, Sandwich; Elizabeth Wilcox, Dennis; Deborah Gray, Yarmouth; Roy Robinson, Brewster; and Robert G. Brown, Commission Counsel.

The Committee's decision was filed with the Town Clerk on January 20, 2000. The appeal was entered with the Commission on January 29, 2000, within the 10 day appeal period.

THE APPELLANT'S PRESENTATION:

There was no one present to represent the Appellant.

THE COMMITTEE'S PRESENTATION:

Deborah Gray, representing the Yarmouth Committee distributed a document signed by the Assistant Town Clerk and the Yarmouth OKH Secretary stating that notice of the Appeal had not been filed with them pursuant to the Commission's Rules & Regulations.

DISCUSSION:

In discussion among Commission members there was a unanimous consensus that the filing was defective and that Yarmouth should be upheld on the Appeal.

FINDINGS:

The Commission voted as follows:

1. That the Yarmouth Committee was not arbitrary, capricious or erroneous in denying the Applicant's Request for a Certificate of Appropriateness 4-0-1.
2. That the Applicant's filing was defective in that notice was not given to the Town Clerk or Yarmouth Committee as called for in the Commission's Rules and Regulations. 4-0-1.
3. That the appeal be denied. 4-0-1

DETERMINATION:

As to Appeal #2000-03, the appeal is denied.

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 Yarmouth Town Clerk.

Roy Robinson
Chairman