



Old King's Highway Regional Historic District Commission
P.O. Box 2187, Hyannis, Mass. 02601 Telephone 508-775-5793

EDWARD KAKAS

v.

Decision #2001-04

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

On Tuesday, April 3, 2001 the Commission held a hearing on Appeal #2001-04 filed by Edward Kakas, seeking review of a decision by the Sandwich Historic District Committee approving a Certificate of Appropriateness for alterations to a building located at 6 Great Bend Road, East Sandwich, Massachusetts.

Present were Dorothy Stahley, Barnstable; Jonathan Shaw, Sandwich; Deborah Gray, Yarmouth; Roy Robinson, Brewster; Elizabeth Wilcox, Dennis; Robert G. Brown, Commission Counsel; and Tony Pola, Agent for the Appellant.

The Committee's decision was filed with the Town Clerk on January 26, 2001. The appeal was entered with the Commission on February 6, 2001, within the 10 day appeal period.

THE APPELLANT'S PRESENTATION:

Prior to the Appellant's presentation, a Point of Order was requested by Jonathan Shaw, representing the Sandwich Committee. Mr. Shaw said that the requested alterations which the Appellant wished to have the Commission consider had never been considered by the Sandwich Committee. He read from the minutes which showed that the aluminum trim and vinyl siding coverage that the Appellant was appealing had been voluntarily withdrawn by the Appellant and not rejected by the Sandwich Committee. This was confirmed by the Agent for the Appellant. Commission Counsel opined that, without a vote of the Sandwich Committee, the Commission was without jurisdiction to hear the appeal.

TOWN CLERK
TOWN OF SANDWICH

APR 3 0 2001

12 H 30 M P M J
RECEIVED & RECORDED

FINDINGS:

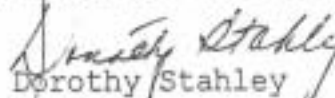
The Commission voted as follows:

1. That the Commission had no jurisdiction to hear the appeal as there had been no vote by the Sandwich Committee. 4-0-1.

DETERMINATION:

As to Appeal #2001-04 the appeal is denied for want of jurisdiction.

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.


Dorothy Stahley
Chairman