



Old King's Highway Regional Historic District Commission

First District Courthouse, Barnstable, Mass. 02630

Telephone: 617-362-4092

HARRY F. SCHROEDER,
Appellant

OLD KING'S HIGHWAY REGIONAL
HISTORIC DISTRICT COMMITTEE
in the TOWN OF YARMOUTH
Appellee

DECISION ON APPEAL TO
THE ABOVE COMMISSION

No. 78-3

A hearing was held on June 13, 1978 by the above commission upon the appeal by HARRY F. SCHROEDER from the decision of the Yarmouth Historic District Committee granting a certificate of Appropriateness to Roger P. and Sarah A. Williams with respect to construction at their dwelling at 51 Homestead Lane, Yarmouthport.

Present at the hearing were appellant Schroeder, represented by James H. Quirk, Esq., Mr. and Mrs. Williams represented by Robert J. Donahue, Esq., commission members Bourne, chairman of Sandwich, Bonner, of Brewster, Marsh, of Dennis, MacSwan, of Barnstable, and Cole of Yarmouth, and James R. Wilson, Esq. counsel to the Commission. Mr. Cole abstained from voting, pursuant to the Commission's Rules and Regulations.

Application for the certificate was filed April 26, 1978 and a hearing was held thereon on May 9, 1978. The certificate which was filed with the town clerk on May 11th approved sliding glass doors, already installed at second floor level, the construction of a 4' by 8' landing (instead of 6' by 8' as applied for) outside the sliding glass doors at the rear of the Williams dwelling, an egress stairway leading from the landing to a ground level deck, landing and stairway to be enclosed with balusters, all constructed of wood, and screened at ground level with four foot plantings.

Proceedings involving Schroeder and Williams with respect to the subject premises prior to the April 26th application do not seem relevant to the present appeal except that the Commission noted that at an informal conference called by the Commission on April 21st, in response to a letter from Schroeder, Schroeder stated that he did not object to the sliding doors already installed by Williams. Schroeder and the other abutters of the Williams property appear to have been duly notified of the May 9th hearing and Schroeder appeared at and participated therein. His appeal from the committee's decision to this commission was timely.

Schroeder's house faces Wild Hunter Road which runs parallel to Homestead Lane. It is back to back with the Williams house and about 75 feet therefrom. Both houses are in a modern development, are of fairly recent construction, are of pseudo "Cape Cod" or pseudo "colonial" style and are attractive but unimportant from an architectural or historic standpoint. The Williams back yard is completely enclosed by a six foot stockade fence. From a viewing of the site and photographs offered by appellant it appears that the visibility of the proposed construction

