

Old King's Highway Regional Historic District Commission

First District Courthouse, Barnstable, Mass. 02630

Telephone: 617-362-4092

EARL CHIPMAN
Appellant
VS.
OLD KING'S HIGHWAY REGIONAL
HISTORIC DISTRICT COMMITTEE
IN THE TOWN OF DENNIS
Appellee

DECISION ON APPEAL TO
THE ABOVE COMMISSION

No. 79-4

RECEIVED

DEC 6 1979

TOWN CLERK-TREAS.
TOWN OF DENNIS

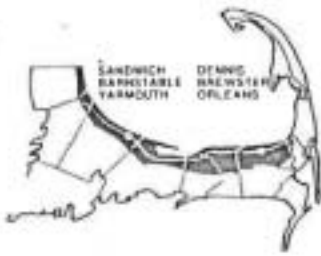
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A hearing was held on December 4, 1979, by the above Commission upon an appeal by the above Appellant from a decision of the Dennis Historic District Committee denying a Certificate of Appropriateness for the addition of a skylight upon a dwelling located on Lot 141, Sea Meadow Drive, Dennis, Mass.

Present were: Mr. MacSwan, Barnstable, Ms. Peros, Yarmouth, Mr. Ivers, Brewster, Mr. Sutton, Sandwich, Mr. Marsh, Dennis, Mr. Chipman, Mr. Hanger of the Dennis Committee and James R. Wilson, counsel for the Commission.

At the outset of the hearing it became apparent that no application for a Certificate of Appropriateness had been filed with the Town Committee for the skylight which had been added after the approval of the original Certificate of Appropriateness dealing with the construction of the dwelling. It was the opinion of Attorney Wilson that the absence of the filing for a Certificate of Appropriateness rendered the whole procedure defective and thereby a nullity.

After a brief discussion, it was decided that an



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application should be filed with the Dennis Committee for the approval of the skylight which would include a local hearing conducted by the Dennis Committee. The following motion was made by Mr. Sutton and seconded by Mr. Ivers:

MOVED: That the matter be remanded ~~to~~ to the Dennis Committee for a full and proper hearing on a new application for a Certificate of Appropriateness for the skylight.

Vote: 4-0-1

The appellant is informed that he has the right to appeal this decision to the Second District Court of Barnstable located in Orleans, Mass., within 20 days of its filing with the Dennis Town Clerk

Respectfully submitted

Elliott B. MacSwan
Elliott B. MacSwan