



Old King's Highway Regional Historic District Commission

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ROBERT AMBLER

v.

Decision #90-10

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

On Tuesday, June 26, 1990 the Commission held a hearing on Appeal #90-10 filed by Robert Ambler seeking reversal of a decision by the Dennis Historic District Committee which had denied a Certificate of Appropriateness for an alteration to a window in a structure located at 32 Calvin Drive, Dennis, Massachusetts.

Present were Christopher Miner, Orleans; Brendan Joyce, Dennis; Robert Deemer, Yarmouth; Janet Francis, Brewster; Robert G. Brown, Commission Counsel; and Robert Donaldson, Agent for the Applicant.

The Committee's decision had been filed with the Town Clerk on May 29, 1990, and the appeal entered with the Commission on June 4, 1990, within the ten day appeal period.

Robert Donaldson addressed the Commission on behalf of the Applicant and displayed a plan of the proposed alteration which would consist of replacing a double hung window with a palladium window. He displayed a picture of the window as it now exists and displayed pictures of other palladium windows in the immediate area. He said the essence of his case was that the Committee had denied his client's application while approving several others in the area.

Brendan Joyce, representing the Dennis Committee, addressed the Commission to explain the Dennis Committee's reasons for denial. He stated that the palladium window was not approved for use on the garage. The Committee felt a palladium window was a formal window and that its use on the gable end of a garage would be inappropriate. The Committee felt the use of a double hung window would be more appropriate and that the use of a double hung window would satisfy the applicant's concerns regarding light.

After brief discussion, the Commission made the following determination:

1. That the Dennis Committee did act in an erroneous manner in denying the Request for a Certificate of Appropriateness by not taking into consideration the relationship of the proposed window with others in the immediate neighborhood. 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.

Christopher Miner
Vice-Chairman