

Old King's Highway Regional Historic District Commission
P.O. Box 279, Hyannis Mass. 02601

TOWN CLERK
BARNSTABLE, MASS.
Telephone: 617-775-1766

'90 OCT -3 AM 10:3

MONOMOY MANAGEMENT

v.

Decision #90-12

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

On Tuesday, October 2, 1990 the Commission held a hearing on Appeal #90-12 filed by Monomoy Management seeking reversal of a decision by the Barnstable Historic District Committee which had denied a Certificate of Appropriateness for a sign to be located at 3176 Main Street, Barnstable, Massachusetts.

Present were Brendan Joyce, Dennis; Robert DiMartile, Yarmouth; Janet Francis, Brewster; Peter Freeman, Barnstable; Robert G. Brown, Commission Counsel; and Hilary Gifford, representing the Applicant.

The Committee's decision had been filed with the Town Clerk on August 28, 1990, and the appeal entered with the Commission on August 28, 1990, within the ten day appeal period. The 30 day determination period was waived by agreement of the parties.

Prior to the start of the hearing, Peter Freeman announced that he would not preside as Chairman as the appeal had come from his Committee. The remaining Commissioners selected Robert DiMartile to preside as Chairman Pro Tem.

Hilary Gifford addressed the Commission and stated that Monomoy Management was the owner of the entire commercial complex at 3176 Main Street, Barnstable, Massachusetts and that the sign in question was for her shop which is located in the complex. She displayed many pictures of commercial complexes in the area, with particular emphasis on their signage. She admitted that the directory sign for the complex was "hideous," but that a sign was needed for customers to find her shop. She said that the sign was consistent with the color scheme and the size of the building. She also stated that she would not object to making the sign smaller and that she felt that one sign per building was arbitrary.

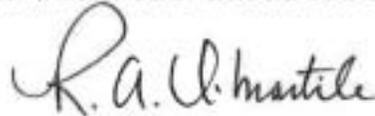
Peter Freeman, representing the Barnstable Committee, addressed the Commission to explain the Barnstable Committee's reasons for denial. He stated that the undesirability of multiplicity of signage is expressly pointed out in the guidelines of the Commission. He also stated that, even without multiplicity, the location of the sign on top of the bay window was inappropriate. He stated that the Committee felt that the size and the color

scheme of the sign were appropriate but that there would be just too many signs at that complex. In response to the pictures shown by the Applicant, he stated that the areas shown were not as historic as the setting in Barnstable Village. He did say that enforcement of the Historic District Act was a problem but that the Committee still had to apply the law.

After lengthy discussion, the Commission made the following determination:

1. That the Barnstable Committee did not act in an erroneous manner in denying the Request for a Certificate of Appropriateness. 3-0-1.
2. That the appeal be denied. 3-0-1

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 Barnstable Town Clerk.



Robert DiMartile
Chairman Pro Tem