



Old King's Highway Regional Historic District Commission

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WILLIAM J. MEYER

v.

Decision #90-3

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

On Tuesday, March 20, 1990 the Commission held a hearing on Appeal #90-3 filed by William J. Meyer seeking reversal of a decision by the Yarmouth Historic District Committee which had denied a Certificate of Appropriateness for the installation of various windows on an existing structure located at 43 Mayflower Terrace, South Yarmouth, Massachusetts.

Present were Janet Francis, Brewster; Peter Freeman, Barnstable; Christopher Miner, Orleans; Brendan Joyce, Dennis; Willard Sheppard, Yarmouth; Robert G. Brown, Commission Counsel; and William J. Meyer, Applicant.

The Committee's decision had been filed with the Town Clerk on February 22, 1990, and the appeal entered with the Commission on March 1, 1990, within the ten day appeal period.

William J. Meyer addressed the Commission and stated that he did not understand why the application was denied by the Yarmouth Committee. He described the neighborhood and displayed pictures of other houses in the area.

Willard Sheppard, representing the Yarmouth Committee, addressed the Commission to explain the Yarmouth Committee's reasons for denial. He stated that the Committee felt that, in this particular setting, a palladium window was not appropriate. He distributed minutes of the meeting of January 10, 1990 at which time the same plan was presented to the Yarmouth Committee and was approved with some modifications. He stated that the application was presented a second time and that no one appeared at the meeting to present the plan. He said he had no knowledge of the other homes which were shown in pictures.

Mr. Meyer again addressed the Commission and stated that he felt the window in question would not detract from the area. He said he believed that he had one of the nicer homes in the area and that no home in the area was over 40 years old.

After very lengthy discussion, the Commission made the following determinations.

1. That the Yarmouth Committee did not act in an arbitrary, capricious or erroneous manner in denying the Application. 3-0-2.

3. That the appeal be denied. 3-0-2.

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 Yarmouth Town Clerk.

Peter L. Freeman
Chairman