



Old King's Highway Regional Historic District Commission
P.O. Box 279, Hyannis Mass. 02601
Telephone: 617-775-1766

H. MAURICE BURKE

v.

Decision #92-7

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

On Tuesday, September 29, 1992 the Commission held a hearing on Appeal #92-7 filed by H. Maurice Burke seeking review of a decision by the Sandwich Historic District Committee which had denied a Certificate of Appropriateness for alterations to a building located at 153 Route 6A, Sandwich, Massachusetts.

Present were Chester Shea, Dennis; Janet Francis, Brewster; Lee Davis, Barnstable; Steve Carmel, Sandwich; Christopher Miner, Orleans; Robert G. Brown, Commission Counsel; and Daniel Burke, Agent for the Appellant.

The Committee's decision had been filed with the Town Clerk on August 27, 1992, and the appeal entered with the Commission on September 4, 1992, within the 10 day appeal period.

In the absence of Peter L. Freeman, the meeting was chaired by the Vice-Chairman, Christopher Miner.

THE APPELLANT'S PRESENTATION:

Daniel Burke, Agent for the Appellant, addressed the Commission in favor of the appeal. He identified himself as a Son of the Appellant and stated that the issue was the placement of white trim and vinyl siding on the front, with white cedar shingles on the sides and rear of the subject building. He stated that funeral home directly across the street from his Father's building had the same contrasting styles and displayed pictures of the surrounding area. He said that the proper application of vinyl siding would be quite aesthetically pleasing and he asked that the appeal be approved.

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THE COMMITTEE'S PRESENTATION:

Steve Carmel, representing the Sandwich Committee, addressed the Commission to explain the Sandwich Committee's reasons for denial. He stated that the Sandwich Committee wanted Mr. Burke to clapboard the walls facing Route 6A. He also displayed photographs of certain buildings in the surrounding area. He stated that the only issue in the appeal was the shingling of one wall. He stated that the Sandwich Committee felt that there were certain walls that shouldn't be shingled. He asked the Commission to uphold the Sandwich Committee.

DISCUSSION:

In the discussion portion of the hearing, Daniel Burke addressed the Commission and stated that if the building had a face it would have more character.

FINDINGS:

The Commission made the following Findings of Fact:

1. That the Sandwich Committee did not act in an arbitrary, capricious or erroneous manner in denying the Appellant's Certificate of Appropriateness. 3-0-2.

DETERMINATION:

Based on the above findings the appeal is 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 Sandwich Town Clerk.



Christopher Miner
Vice-Chairman