

EMMANUEL FREDDURA AND MARY FREDDURA

v.

Decision #95-2

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

On Tuesday, March 28, 1995 the Commission held a hearing on Appeal #95-2 filed by Emmanuel and Mary Freddura, seeking review of a decision by the Sandwich Historic District Committee which had denied a Certificate of Appropriateness for exterior painting to a building located at 29 Fish House Road, Sandwich, Massachusetts.

Present were Peter Freeman, Barnstable; Roy Robinson, Brewster; Robert Terrill, Sandwich; Chick Craig, Dennis; David Moeller, Yarmouth; Christopher Miner, Orleans; Robert G. Brown, Commission Counsel; and Emmanuel Freddura, Appellant.

The Sandwich Town Committee's decision was filed with the Town Clerk on February 9, 1995. The appeal was entered with the Commission on February 17, 1995 within the 10 day appeal period.

THE APPELLANTS' PRESENTATION:

Emmanuel Freddura, Appellant, addressed the Commission in favor of the appeal. He stated that the pink color was like a pink brick and that it would be appropriate for the buildings design. He stated the house was an early Victorian design and that there existed many examples of the pink color in brick buildings from the same time period.

THE COMMITTEE'S PRESENTATION:

Robert Terrill, representing the Sandwich Committee, addressed the Commission to explain the Sandwich Committee's reasons for denial. He stated that the proposed painted pink brick was not appropriate for the District. He suggested that a better more appropriate color could be found for the setting.

DISCUSSION:

In discussion among Commission members, it was felt that the Sandwich Town Committee had properly considered the proposed pink color and that it was incompatible for the building and its proposed location within the Historic District.

FINDINGS:

The Commission made the following Finding of Fact:

That the Sandwich Committee did not act in an erroneous manner in denying the Applicant's application for a Certificate of Appropriateness. (4-1-1)

DETERMINATION:

Based on the above finding, the appeal is denied

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
Chairman