

MICHAEL E. RAFTERY

v.

Decision #95-9

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

On Tuesday, August 22, 1995 the Commission held a hearing on Appeal #95-9 filed by Michael Raftery, seeking review of a decision by the Sandwich Historic District Committee which had denied a Certificate of Appropriateness for the construction of a structure to be located at 9 Wood Avenue, Sandwich, Massachusetts.

Present were Christopher R. Miner, Orleans; Peter L. Freeman, Barnstable; Roy Robinson, Brewster; Robert Terrill, Sandwich; and Robert G. Brown, Commission Counsel.

The Committee's decision was filed with the Town Clerk on July 21, 1995. The appeal was entered with the Commission on July 25, 1995 with the 10 day appeal period.

THE APPELLANTS' PRESENTATION:

There was no one representing the Appellant in attendance at the time the hearing was called.

THE COMMITTEE'S PRESENTATION:

Robert Terrill, representing the Sandwich Committee, addressed the Commission to explain the Sandwich Committee's reasons for denial. He said that the Appellant was attempting to build a house and garage with an apartment on Town Neck. The house is inappropriate to the area and he displayed photos of the area. He described the garage as a double bay garage for boat storage with an apartment above. Letters received by the Committee and the Commission indicate that over 20 persons are in opposition to the application and the appeal.

DISCUSSION:

In discussion among Commission members it was agreed that the proposal (combined with the lack of any presentation from the appellant) was inappropriate to the District.

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 application for a Certificate of Appropriateness.

DETERMINATION:

Based on the above findings, 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 R. Miner
Chairman