

## Zoning Board of Appeals Decisions Decisions for: 09-05-2014

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Town of Falmouth  
Zoning Board of Appeals

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59 TOWN HALL SQUARE, FALMOUTH, MA 02540  
September 5, 2014

Warren E. Dalton  
P.O. Box 229  
West Falmouth, MA 02574-0229

RE: #96-10 Westwind Cottages, LLC – 597 West Falmouth Highway  
Administrative Review – condominium association driveway

Dear Warren:

At a duly posted meeting of the Board of Appeals held on September 4, 2014 the Board reviewed and discussed the surface materials of the driveway for the above referenced condominium project.

On July 24, 2014 the Board started discussion with Michael Borselli, project engineer and yourself regarding the conditioned porous pavement and the actual asphalt pavement existing for this condominium project. A site visit by the Town Engineer and Zoning Administrator was requested by the Board and conducted on July 30, 2014 at 11:00 AM. The Town engineer's findings were submitted to the file later the same day.

The Board discussed the concern by the Town engineer of porous pavement on site and other recent information regarding the use of this material. After a lengthy discussion by the Board, Member McNamara made a motion to allow the entire driveway to be asphalted instead of the use of porous pavement and that the developer [Westwind Cottages, LLC] shall deposit \$2,000.00 (Two Thousand Exact Dollars) into the Condominium's Homeowner Association Account – not to be restricted; and a revised plan showing accurate lot coverage shall be submitted to the Board of Appeals prior to final sign off on this project. Member Bielan seconded the motion. The motion carried unanimously. The developer shall also submit to the Board of Appeals, verification of funds deposited to the association prior to final sign off of the project.

The Board's approval for the asphalt driveway and funds from developer to the condo association is the only change approved herein for Special Permit #96-10; there shall be no other derogation from the conditions set forth in said Special Permit.

This Board approval shall be filed with the Town Clerk and a copy forwarded to you and Mr. Borselli. If you have any questions regarding this approval, please do not hesitate to contact me.

Sincerely,

Sari D. Budrow  
Zoning Administrator

Cc: Eladio Gore, Building Department  
Michael Borselli, Project Engineer

**Notes:**

Board AA #96-10 Westwind Cottages / 597 Falmouth Hwy / posted 9/23/14 mm