

Zoning Board of Appeals Decisions Decisions for: 03-20-2014

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DECISION OF FALMOUTH ZONING BOARD OF APPEALS

SPECIAL PERMIT NO: 11-14

APPLICANT: MICHAEL REARDON of East Falmouth, MA

OWNER: Sandra Markt-Reardon & Michael Reardon

DEED/CERTIFICATE: Book 25312 / Page 136

SUBJECT PROPERTY: 12 Wiley Post Lane, East Falmouth, MA
Map 29, Section 02, Parcel 015D, Lot 015

Under a date of January 28, 2014 the applicant applied to the Zoning Board of Appeals for a Special Permit pursuant to Section(s) 240-69 E. of the Code of Falmouth to construct an airplane hangar according to association covenant on subject property in Airpark known as 12 Wiley Post Lane, East Falmouth, Massachusetts.

A public hearing was held on March 20, 2014. Notice was duly given as required by Section 11 of Chapter 40A, M.G.L., as well as notices sent to all persons deemed to be affected thereby as they appear on the tax list, and at which hearing, at the Board's discretion, relevant and appropriate testimony was heard.

Board Members sitting: Chairman David Haddad, Vice Chairman Kenneth Foreman, Clerk Scott Zylinski, Member Patricia Johnson and Associate Kimberly Bielan

Clerk Zylinski read the Notice of Public Hearing into the record.

Clerk Zylinski read correspondence from the applicant requesting to withdraw the application without prejudice. [The construction of the hangar in Airpark did not require special permit as lot coverage in this development is 40% by structure; property is located in Agricultural A zoned district and not properly before the Board under Section 240-69 A. of the Code of Falmouth.]

Member Zylinski made a motion to allow the application to be Withdrawn Without Prejudice as requested. Member Foreman seconded the motion. Motion carried 5 - 0.

NOW THEREFORE

BE IT RESOLVED, that the Board of Appeals (herein referred to as Board) being of the opinion aforesaid and acting under the provisions of the Code of Falmouth voted 5 - 0 to Grant the application to be Withdrawn Without Prejudice as requested by Michael Reardon (herein referred to as Applicant).

Decision of the Falmouth Zoning Board of Appeals Continued:

Special Permit Number: 11-14

Applicant: MICHAEL REARDON of East Falmouth, MA

Subject Property: 12 Wiley Post Lane, East Falmouth, MA
Map 29, Section 02, Parcel 015D, Lot 015

Action: The Board of Appeals, by the signature below, being present, certifies the vote of the Board as follows for the above referenced:

Vote: 5 – 0 to Grant application to be Withdrawn Without Prejudice as requested by the applicant.

David Haddad, Board Chairman

_____ Date Filed With Town Clerk

Notice is hereby given that any appeal from this Decision shall be made pursuant to Section 17 of Massachusetts General Laws, Chapter 40A, and shall be filed within twenty (20) days after the date of filing of this Decision in the office of the Falmouth Town Clerk.

Notes:

SP #11-14 Reardon / 12 Wiley Post Ln / Withdrawn Without Prejudice posted to web 3/24/14 mm