

TOWN OF PROVINCETOWN
ZONING BOARD OF APPEALS

MEETING MINUTES OF
August 6, 2009

MEETING HELD IN THE GRACE GOUVEIA BUILDING

Members Present: Patrick Eleey, Elisabeth Verde, Amy Germain and Anne Howard.

Members Absent: Robert Littlefield (excused).

Others Present: Maxine Notaro (Permit Coordinator) and Ellen C. Battaglini (Recording Secretary).

WORK SESSION

Chair Patrick Eleey called the Work Session to order at 6:40 P.M.

MINUTES: July 16, 2009 – Elisabeth Verde moved to approve the language as written, Patrick Eleey seconded and it was so voted, 4-0.

PENDING DECISIONS:

- 2009-38** **18 Franklin Street (Residential 3 Zone), Thadd D. Papetsas of Papetsas Building 7 Design Company on behalf of Richard Motta and Gary Bolan –**
Patrick Eleey, Elisabeth Verde, Robert Littlefield, Amy Germain and Anne Howard sat on the case. The applicant has not yet submitted revised plans as requested by the Board. Elisabeth Verde read the decision. *Anne Howard moved to approve the language as written, Amy Germain seconded and it was so voted, 4-0.*
- 2009-35** **636 Commercial Street (Residential 2 Zone), Paul Colburn on behalf of Charles Merrill –**
Patrick Eleey, Elisabeth Verde, Robert Littlefield, Amy Germain and Anne Howard sat on the case. The applicant submitted the existing and proposed elevations for the project. Anne Howard read the decision. *Amy Germain moved to approve the language as written, Elisabeth Verde seconded and it was so voted, 4-0.*
- 2009-40** **74 Shank Painter Road (General Commercial Zone), Ewa Nogiec of Gallery Ehva –**
Patrick Eleey, Elisabeth Verde, Robert Littlefield, Amy Germain and Anne Howard sat on the case. The applicant has not yet submitted a revised plan for the placement of the outdoor display items.
- 2009-41** **135 Bradford Street (Town Commercial Center Zone), Neal Kimball of Kimball Designs –**
Patrick Eleey, Elisabeth Verde, Robert Littlefield, Amy Germain and Anne Howard sat on the case. Patrick Eleey read the decision. *Amy Germain moved to approve the language as amended, Elisabeth Verde seconded and it was so voted, 4-0.*
- 2009-42** **135 Bradford Street (Town Commercial Center Zone), Neal Kimball of Kimball Designs –**
Patrick Eleey, Elisabeth Verde, Robert Littlefield, Amy Germain and Anne Howard sat on the case. Patrick Eleey read the decision. *Amy Germain moved to approve the language as written, Anne Howard seconded and it was so voted, 4-0.*

Chair Patrick Eleey adjourned the Work Session at 7:00 P.M.

PUBLIC HEARING

Chair Patrick Eeley called the Public Hearing to order at 7:00 P.M. There were four members of the Zoning Board of Appeals present and one absent.

CONTINUED CASE:

2009-39 **22 Brewster Street (*Residential 3 Zone*), Louis Lima and Jerome Crepeau –**
The applicants seek a Special Permit under Article 3, Section 3440 of the Zoning By-Laws for a deviation in building scale for the construction of a screened-in porch. Patrick Eeley, Elisabeth Verde, Robert Littlefield, Amy Germain and Anne Howard sat on the case. This case is continued until the September 17, 2009 hearing.

NEW CASES:

2009-43 **293 Commercial Street (*Town Commercial Center Zone*), Julesan, Inc., d/b/a Twisted Sisters –**
The applicant seeks a Special Permit under Article 2, Section 2460 of the Zoning By-Laws for 8 additional seats and to expand the seating arrangement into Unit D.

2009-44 **36 Shank Painter Road (*General Commercial Zone*), David and Susan Hale –**
The applicants seek a Special Permit under Article 3, Section 3110 of the Zoning By-Laws to construct an addition up and along a pre-existing, non-conforming setback under Article 2, Section 2550 (Two Buildings Per Lot). The distance between two buildings is less than 9 feet.

2009-45 **8A Commercial Street, Unit #3 (*Residential 1 Zone*), Deborah Paine, Inc. on behalf of David Dawe and Larry Bartanen –**
The applicants seek a Special Permit under Article 3, Section 3110 and, Section 3340 of the Zoning By-Laws to construct a dormer and two roof decks up and along a pre-existing, non-conforming side yard setback.

2009-46 **305 Commercial Street (*Town Commercial Center Zone*), Steve Milliken –**
The applicant seeks a Special Permit under Article 3, Section 3420 of the Zoning By-Laws for the outside display of merchandise.

Anne Howard moved to postpone Cases # 2009-43 - #2009-46 to the September 3, 2009 hearing, Patrick Eeley seconded and it was so voted, 4-0.

NEXT MEETING: The next meeting will take place on September 3, 2009. It will consist of a Public Hearing at 7:00 P.M.

ADJOURNMENT: *Amy Germain moved to adjourn at 7:15 P.M. and it was so voted unanimously.*

These minutes were approved by a vote of the Zoning Board of Appeals at their meeting on September 3, 2009.

Respectfully submitted,

Ellen C. Battaglini

Approved by _____ on _____, 2009

Patrick Eeley, Chair