

Board of Appeals
Wednesday, March 4, 2020
Banquet Room, Fairhaven Town Hall
40 Center Street, Fairhaven MA 02719

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TOWN CLERK

2020 APR -8 A 11:49

FAIRHAVEN,
MASS.

ADMINISTRATIVE BUSINESS:

Present: Peter DeTerra, Peg Cook, Rui DaSilva, Darryl Manchester, Jamie DeSousa, and Al Silva

Absent: Kenneth Kendall and Francis Cox

PUBLIC HEARINGS:

1. Stratford Group, Oxford School asking for an extension to their Comprehensive Special Permit to December 31, 2021

Town Administrator, Mark Rees was present on behalf of the Stratford Group to ask for an extension to their Special Permit dated June 28, 2018 to December 31, 2021. Mr. Rees explained the contractor is still getting his tax credit finances for the project and they have filed their final application. He said this was a positive development and is requesting an extension of the Special Permit to December 31, 2021.

Mr. DeSousa asked if the extension was to start construction or other.

Mr. Rees stated it was only to get all the financing together until that time and then they would have three years to the date to begin construction.

Al Silva made a motion to move the requested modification of the Comprehensive Permit issued to Oxford School Residences Limited Partnership for Oxford School Residences located at 347 Main Street, Fairhaven MA dated June 28, 2018 is found not to be a substantial modification pursuant to 7-60 CMR 56.06 Paragraph 11 and that the requested modification to extend the permit period to December 31, 2021 is approved; and was seconded by Rui DaSilva. The motion passed unanimously.

2. 1 Smuggler's Road – Kevin & Kimberly Decker. Variance request for 236' sq feet over 700 sq feet for an accessory structure in a RR District for a garage.

Applicant, Kimberly Decker was present and stated they wanted to build a garage at their home. She had a plot plan showing where the garage would be located.

Building Commissioner and Zoning Enforcer, Kristian White stated that it appears the height is over the maximum allowed as well at 24', vs the maximum of 20'. He said the applicant would have to ask the Board to issue a variance for the 4' over.

The Board stated that either they are able to vote tonight only on the square footage increase, or the Decker's would have to withdraw their application and re-apply with the variance for height as well if that's what they are wishing to do along with the square footage request.

Kimberly Decker asked for the variance application to be withdrawn at this time.

Mr. DeTerra advised the applicant that they must also submit a letter to Mr. White asking for the withdrawal.

Jamie DeSousa made a motion to withdraw the application per the applicant's request and was seconded by Mr. DaSilva. The motion passed unanimously.

Al Silva made a motion to adjourn and was seconded by Jamie DeSousa. The motion passed unanimously at 6:25pm.

Respectively,

Patricia A. Pacella
Recording Secretary