

64-9

TOWN OF WELLESLEY



MASSACHUSETTS

64-9

BOARD OF APPEAL

GARRETT S. HOAG  
JOHN L. HAYDEN  
DANA T. LOWELL

KATHARINE E. TOY, CLERK  
TELEPHONE  
CE. 5-1664

Appeal of Linden Cleaners

Pursuant to due notice the Board of Appeal held a public hearing in the hearing room on the second floor of the Town Hall at 8:20 p.m. on March 4, 1964, on the appeal of Linden Cleaners from the refusal of the Inspector of Buildings to issue a permit to alter the existing sign at 181 Linden Street, the reason for such refusal being that said sign would violate Section XXIIA, Signs and Advertising Devices, of the Zoning By-law, Part D Non-conforming Signs.

Dominic Strazzulla, owner of Linden Cleaners, spoke in support of the appeal.

The Planning Board in its report expressed its opposition to granting the appeal.

On February 17, 1964, the Inspector of Buildings notified the appellant in writing that his application for a permit to reletter his sign had been refused as it violated the Zoning By-law for the above-mentioned reasons. On the same date the appellant took an appeal in writing and thereafter due notice of the hearing was given by mailing and publication.

Statement of Facts

The sign involved is an existing roof sign, approximately 4' x 12' and located within a Business District. Presently it contains the lettering, "Wright's Laundry & Cleaners", and the appellant seeks permission to reletter it as follows: "Linden Cleaners - Shirts & Laundry." The appellant recently had to repossess the business and desires to remove the name of the former business and replace it with the new company name. There is to be no change in the size of the sign. Plans and photographs of the existing sign and proposed changes were submitted to the Board.

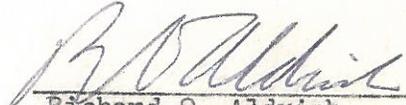
Decision

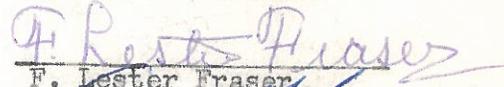
The Board finds that the proposed changes in the sign involved would violate the above-cited provisions of the Zoning By-law by virtue of it being a non-conforming roof sign containing more than two colors. Section XXIIA, Part D of the Zoning By-law provides, ".....no non-conforming sign shall be enlarged, reworded, ...redesigned or altered in any way unless it is brought into conformity." Part E, Special Permits of the Zoning By-law authorizes this Board

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to grant special permits for a sign not complying with the provisions of the By-law providing it finds certain conditions exist. In the opinion of the Board the facts in this case do not warrant the granting of the requested permission. The Board feels that a sign can be erected on the building in conformity with the By-law which will adequately identify the new company operating the business and to grant the requested permission would derogate from the general purpose and intent of Section XXIIA of the Zoning By-law.

Accordingly, the appeal is denied.

  
Richard O. Aldrich

  
F. Lester Fraser

  
Dana T. Lowell

Filed with Town Clerk \_\_\_\_\_

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