66-40

TOWN OF WELLESLEY MASSACHUSETTS

BOARD OF APPEAL

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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 8:00 p.m. on September 29, 1966, on the appeal of Dominic Strazzulla from the refusal of the Inspector of Buildings to issue a permit to reletter the existing sign on the building at 181 Linden Street, owned by F. Diehl & Sons. The reason for such refusal was that said sign would violate Section XXIIA, Part D, of the Zoning By-law which prohibits the relettering or alteration of a non-conforming sign.

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

On August 26, 1966, 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 August 30, 1966, 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 "Laundry & Cleaners", and the appellant seeks permission to reletter it as follows, "Linden Cleaners - Shirts - Laundry". Two years ago the appellant was forced to repossess the business and at that time requested permission from this Board to reletter the sign. Permission at that time was denied and the appellant feels that his business is suffering from lack of identification. In his opinion, the sign is on a marque and is not a roof sign.

Following the rendering of the Board's decision, the appellant altered the sign involved by removing the word, "Wright's", and therefore, as it now stands it is illegal.

Decision

The Board is of the same opinion as it was when the appellant made a similar request two years ago. At that time the Board could not find facts in the case to warrant the granting of the requested permission. It felt that a sign could be erected on the building in conformity with the By-law which would 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.

In the opinion of this Board the sign is a roof sign and, therefore, is a non-conforming sign which cannot be enlarged, reworded....redesigned or

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altered in any way unless it is brought into conformity or a special permit granted by this Board.

The Board has reconsidered all the facts in this case and has taken a view of the locus, and is of the opinion that to allow this sign to be relettered as requested would derogate from the general purpose and intent of Section XXIIA of the Zoning By-law.

Accordingly, the appeal is denied.

Dana T. Lowell

Dana T. Lowell

F. Lester Fraser

F. Lester Fraser

Richard O. Aldrich

Richard O. Aldrich

Filed with Town Clerk_____