



BOARD OF APPEAL

RICHARD O. ALDRICH
DANA T. LOWELL
F. LESTER FRASER

KATHARINE E. TOY, CLERK
TELEPHONE
235-1664

Appeal of Richard R. Fischer et al
(Aggrieved parties)

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 8:50 p.m. on September 29, 1966, on the appeal of Richard R. Fischer and others claiming to be aggrieved from the issuance of a permit by the Inspector of Buildings to relocate and erect a dwelling on the premises at 63 Crammore Road; owned by Peirce Development Associates, Inc.

On August 25, 1966, the Appellants filed their appeal with this Board and thereafter due notice of the hearing was given by mailing and publication.

Mr. Richard R. Fischer, Appellant, spoke in behalf of the appeal, stating that he was the owner of an abutting property. Mr. Bruce Henderson, another abutter, also spoke in favor of the appeal as well as various other owners of property in the neighborhood. Mr. John Mardin, president of Peirce Development Associates, Inc. (herein referred to as "Peirce") and his counsel David Morse, Esquire, spoke in opposition to the appeal.

Statement of Facts

Peirce filed its application for a permit to build on August 11, 1966, with a view to obtaining a permit to move the structure complained of from its then location in the Town of Weston onto subject lot at 63 Crammore Road and, presumably, to remodel and add to said structure. The application is sketchy to say the least; questions Nos. 12, 15, 16, 17, 18, 20 and 25 on the form are not answered at all and no plans for completion of a house from said structure were filed with said application or prior to the issuance of a permit on August 23, 1966. Notwithstanding its knowledge of the pendency of this appeal, Peirce proceeded to move the structure onto the lot in question on August 23, 1966. Certain plans for completion of a house from said structure were shown to the Board on the occasion of the hearing of this appeal.

Decision

The question for determination by this Board is whether the permit should have been issued by the Building Inspector. The Board is of the opinion that it should not have been issued. Section 6, Chapter I, of the Building Code governing applications for permits provides in paragraph (c) in part as follows:

"Plans (and specifications, when required by the Inspector) for the construction, repair or alteration of a building shall be filed in duplicate with the application for permit. Plans shall consist of basement plan, floor plans, elevations and framing details...."

It seems clear to the Board that the minimum requirements of the law in this respect were not complied with.

Much of the information intended to be adduced from the application was not furnished and the plans required to be filed were not so filed.

Therefore the Board finds that the permit relied upon by Peirce for permission to move subject structure onto the lot at 63 Cranmore Road was and is invalid ab initio. Accordingly, the appeal is granted and the permit is revoked.

Richard O. Aldrich

Dana T. Lowell

Filed with Town Clerk 12/28/66

F. Lester Fraser

No.

TOWN OF WELLESLEY

BUILDING DEPARTMENT

Application for Permit to Build

LOCATION

Precinct

Street ... Cranmore ... No. ⁶⁰ 23

Owner ... Peirce ~~Est~~ Developments Assoc Inc

Architect ... Larson, Bradlee, Gillespie & Assoc
10 Newbury St. Boston

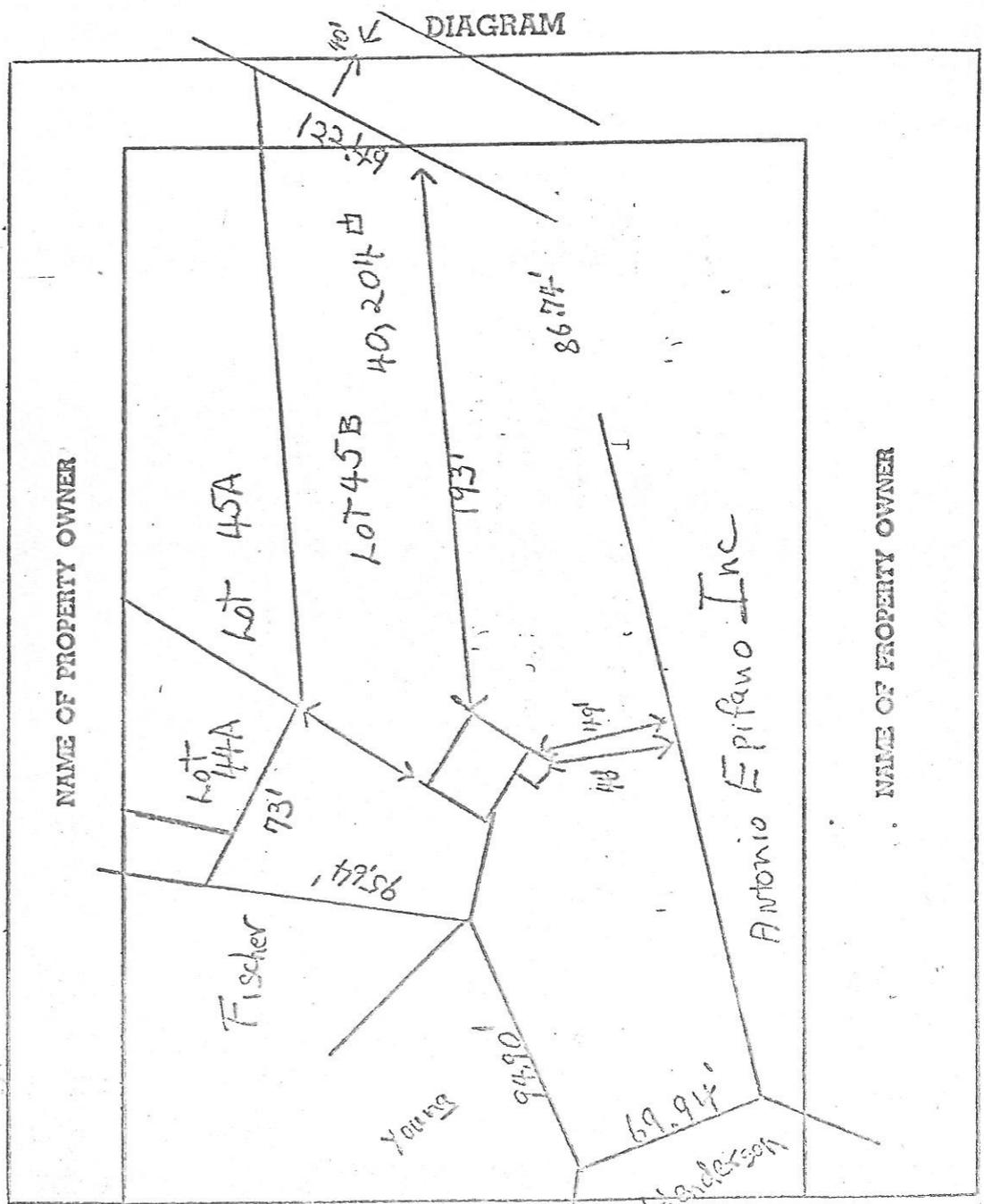
Builder ... Schofield Bros
Framingham

Permit Granted

August 23, 1966

Hampshire Rd
 169 Richard W Shella
 163 Bruce D, Frances
 Royalston Rd
 37 Richard R. Fisher
 Peirce Estate Land
 a Epifano
 10 Sessions St

all offers put on form by Blad. Dept



INDICATE DISTANCES FROM LOT LINES AND BUILDINGS ON LOT