TOWN OF WELLESLEY MASSACHUSETTS 77-5

BOARD OF APPEAL

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Petition of David B. Hallett

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 February 17, 1977, on the petition of David B. Hallett, requesting permission to use a part of the dwelling at 78 Wellesley Avenue, owned by Agostino DiBattista, as an office for his floor-car business, as provided under Section XXIV-E.1, of the Zoning By-law.

On December 28, 1976, the petitioner filed his request for a hearing before this Board and thereafter due notice of the hearing was given by mailing and publication.

The petitioner spoke in support of the request at the hearing. Clyde B. Adams, 41 Cottonwood Road, opposed the request.

Statement of Facts

The house involved is located within a Single Residence District, a district in which the desired use of the property is not permitted unless special permission is granted by the Board of Appeal.

The petitioner seeks permission to use a portion of his dwelling as a headquarters for his floor care business. He explained that he is self employed and would like to get established before moving into a business establishment. The only work to be done in the home is book work and some telephone calls. There would be no heavy equipment, he explained; the small equipment he carries in his Volkswagen consists of a buffer and a mop as well as a waxer. The business would be run out of his car and should not be in any way disturbing to the neighborhood.

Decision

The Board has considered all the facts in this case and is of the opinion that a temporary need exists for the proposed use, and that subject to the conditions hereinafter set forth, will not substantially reduce the value of any property within the district and will not otherwise injure the neighborhood.

The Board, therefore, grants the desired permission under Section XXIVE of the Zoning By-law, subject to the following conditions:

1. That no signs advertising or incidental to the petitioner's business shall be displayed on the property.

2. That said permit shall expire one year from this date.

William O. Hewett

F. Lester Fraser

Francis L. Swift