



ZONING BOARD OF APPEALS  
TOWN HALL WELLESLEY, MA 02181

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84-32

Petition of Laurence M. Samet, M.D.

Pursuant to due notice, the Special Permit Granting Authority held a Public Hearing in the Upper Town Hall Main Hearing Room on Thursday, July 12, 1984 at 8 p.m. on the petition of LAURENCE M. SAMET, M.D., requesting renewal of a Special Permit under the provisions of Section II 8 (h) and Section XXV of the Zoning Bylaw which will allow the petitioner to continue to use the premises at 14 WEBB AVENUE for the conduct of a home occupation, namely a psychiatric office for the practice of individual and couples psychotherapy, said location being in a Single Residence District.

On June 20, 1984, the petitioner filed a request for a hearing before this Board and thereafter due notice of the hearing was given by mailing and publication.

Presenting the case at the hearing was Dr. Samet, who stated that he has had an office in his home for a year. He requests two changes in the renewal: an increase in the number of hours per week that clients are seen, from 25 to 30 hours; and an increase in the time of office hours (formerly 8 a.m. to 9 p.m.), new hours to be 7 a.m. to 9 p.m. The petitioner was requested to submit a letter from the neighbors on the driveway side stating that they have no objection to the proposed office hours.

Other than the petitioner, no one was present favoring or opposing the petition.

Statement of Facts

The property involved is located at 14 Webb Avenue, in a Single Residence District. Dr. Samet purchased the home in April, 1983, from a psychiatrist who had an office there for several years. A Special Permit was granted by the Board of Appeals in July, 1983 for the conduct of a home occupation to Dr. Samet. He now requests renewal of the Special Permit. He proposes to use his office a total of 30 hours per week, between the hours of 7 a.m. and 9 p.m. weekdays. All parking related to his office would be in the driveway. The office would be used for the the practice of individual and couples psychotherapy.

The Planning Board, in a letter dated July 2, 1984, recommended the following: "that Dr. Samet be allowed to continue his practice provided that his office hours be between 7:30 a.m. and 8 p.m. and that his patients park off street in his driveway."

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In response to a request by this Board at the hearing, a letter was received from Sylvia and Seymour Kushner, abutters to Dr. Samet's property, dated July 13, 1984, stating that they have no objection to the office hours beginning at 7 a.m.

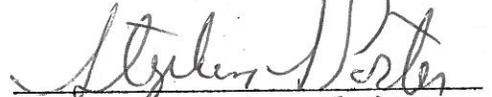
Decision

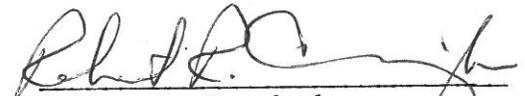
This Authority has made a careful study of the evidence submitted, and finds that the requested use by Dr. Laurence Samet is in compliance with the intent of the Zoning Bylaw pertaining to home occupations. It is the opinion of this Authority that the requested home occupation will not disrupt or disturb the customary character of the neighborhood.

Therefore, the requested Special Permit is granted subject to the following conditions:

1. That all parking related to said home occupation will be in Dr. Samet's driveway, and that no clients cars will be parked on Webb Avenue at any time.
2. That sessions with clients will not exceed thirty hours per week.
3. That office hours will be Monday through Friday from 7 a.m. to 9 p.m.
4. That this Special Permit will expire one year from the date of this decision.

APPEALS FROM THIS DECISION,  
IF ANY, SHALL BE MADE PURSUANT  
TO GENERAL LAWS, CHAPTER 40A,  
SECTION 17, AND SHALL BE FILED  
WITHIN 20 DAYS AFTER THE DATE  
OF FILING OF THIS DECISION IN  
THE OFFICE OF THE TOWN CLERK.

  
Stephen S. Porter, Chairman

  
Robert R. Cunningham

  
William E. Polletta