

**ZONING BOARD OF APPEALS**

TOWN HALL • 525 WASHINGTON STREET • WELLESLEY, MA 02482-5992

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ZBA 2007-39

Petition of Katherine Kaufmann  
8 Commonwealth Park

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Petition of KATHERINE KAUFMANN (the "Petitioner") requesting renewal of a Special Permit pursuant to the provisions of Section II A 8 (h) and Section XXV of the Zoning Bylaw to allow her to continue to use a portion of her premises at 8 COMMONWEALTH PARK, in a Single Residence District, for the purpose of a home occupation; namely, the practice of psychotherapy with individuals, couples and families, with no more than 20 clients per week during the hours from 9:00 a.m. to 9:00 p.m. on Mondays through Thursdays throughout the year. There are no nonresident employees and all parking is on the premises.

On May 23, 2007, the Petitioner filed a request for a hearing before this Authority, and thereafter, due notice of the hearing was given by mailing and publication.

Presenting the case at the hearing was Katherine Kaufmann, who said that she has had a Special Permit for the home occupation for 21 years. She said that there have been no complaints during that time. She said that the current Special Permit was issued for three years.

There was no member of the public present who wished to speak to the petition.

Statement of Facts

The subject property is located at 8 Commonwealth Park, in a Single Residence District, and is owned by the Katherine Stone Kaufmann and John W. Kaufmann Residential Trust.

The Petitioner is requesting renewal of a Special Permit to continue to use a portion of her premises to conduct a home occupation; namely the practice of individual, marital and family psychotherapy for no more than 20 clients per week during the hours of 9 a.m. to 9 p.m. on Mondays through Thursdays throughout the year. There are no employees or signs, and all parking is in the Petitioner's driveway. The Special Permit was granted originally in 1986 and has been renewed annually, biennially, or triennially since that time.

On June 4, 2007, the Planning Board reviewed the petition and had no objection to granting the request, assuming there has been no change in the circumstances since the time of the last review.

Decision

This Authority has made a careful study of the materials submitted and the information presented at the hearing.

It is the opinion of this Authority that the requested use of a portion of the premises at 8 Commonwealth Park for the purpose of conducting a psychotherapy practice is in compliance with the requirements of Section II A 8 (h) of the Zoning Bylaw and shall neither disturb nor disrupt the customary character of the neighborhood.

Therefore, a Special Permit is granted, as voted unanimously by this Authority at the Public Hearing, subject to the following conditions:

1. Client hours shall not exceed 25 hours per week.
2. Hours of operation shall be limited to between 9 a.m. and 9 p.m. on Mondays through Thursdays throughout the year.
3. All parking related to the home occupation shall be in the driveway of the Petitioner, and no cars related to the home occupation shall be parked on Commonwealth Park at any time.
4. This Special Permit shall expire three years from the time date-stamped on this decision.

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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.

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Richard L. Seegel, Chairman

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David G. Sheffield

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J. Randolph Becker

cc: Planning Board  
Inspector of Buildings  
lrm  
cc: Planning Board