



BOARD OF APPEAL

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

KATHARINE E. TOY, CLERK
 TELEPHONE
 235-1664

Petition of Frederick N. Gamer

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 March 16, 1972, on the appeal of Frederick N. Gamer, from the refusal of the Inspector of Buildings to issue a permit to replace a sign on the building owned by Anna S. Levin Trust at 271 Washington Street. The reason for such refusal was that a permit had been issued for one sign to be erected at 271 Washington Street, and the replacement of any additional sign at that address would violate Section XXIIIA, Subpart 3. a. 3 (a) of the Zoning By-law which prohibits the erection or replacement of more than one exterior sign for each business establishment consisting of a single building except that if such building has more than one public entrance.

On January 26, 1972, 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.

No objections were made to the granting of the request.

Statement of Facts

The petitioner seeks permission to replace a sign on the side wall of the building involved with the wording, "Fred Gamers Shoes". The petitioner recently moved into the store involved, which was formerly a Drive-In store, and feels that he needs identification for those approaching the store from Route 9. It is proposed to erect a wall sign approximately 4' x 12', with black letters on a white background. It was stated that a permit had been issued to the petitioner for the front of his store advertising his florist business, but as he also has a shoe business, he needs an additional sign to identify his shoe business.

Decision

The Board cannot find that the proposed sign will be in harmony with the general purpose and intent of Section XXIIIA of the Zoning By-law and that it will not be injurious to the neighborhood nor to traffic and safety conditions, nor otherwise detrimental to the public safety and welfare as it must find in order to grant a special permit under Part E of said Section of the Zoning By-law.

It is the feeling of the Board that for this business establishment a second sign is unnecessary and unreasonable. The petitioner is entitled to one sign which he has obtained and to a second sign only if there is a second public entrance; to allow another sign, even though it is felt by the petitioner that it is needed for identification, would, in the opinion of this Board, derogate from the general purpose and intent of Section XXIIIA of the Zoning By-law.

Accordingly, the petition is denied.

Philip H. R. Gamble
~~Philip H. R. Gamble~~
David T. Lowell
~~David T. Lowell~~
F. Lester Fraser
~~F. Lester Fraser~~

Filed with Town Clerk _____

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