

MEMO:

November 18, 1994

To: Judy Kirby

From: Ellen Gordon

Re: Letter from Edward Chazen, 136 Forest Street

At the time Mr. Chazen submitted his petition for a variance to be heard at the September 22, 1994 Public Hearing, he did not ask any questions about the likelihood of approval or denial of his variance. In fact, he was absolutely positive that there would be no problem with the application. I explained that at the previous hearing, the Board had recommended that the petitioner withdraw without prejudice a similar petition which also involved encroachment on a conforming side yard, but that Mr. Chazen had every right to submit the petition for hearing before the Board. As I am not a member of the Board of Appeals, I have no way of guaranteeing the approval or denial of any application.

At the hearing, the Board explained that precedent had been established not to allow conforming side yards to become nonconforming, and recommended that Mr. Chazen withdraw his petition without prejudice, so that he would be able to revise his plan. Mr. Chazen revised the plan so that he did not require a variance, and a building permit was issued for construction on October 24, 1994.

About two weeks ago, I received a telephone call from an unidentified person asking if application fees were returned, if petitions were withdrawn. I recognized Mr. Chazen's voice, and told the caller that fees were not returned regardless of whether the petition had been granted, denied or withdrawn.



*Aug. 24, 1994*

109.69

175.00



Proposed porch

2.89

12'-6"

17.2

18'-4"

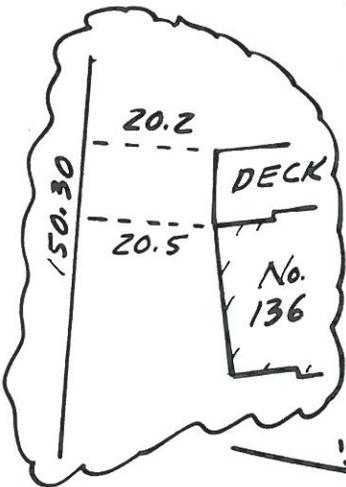
DECK

No. 136

69.8

THIS PLAN HAS BEEN DRAWN ACCORDING TO THE RULES OF THE REGISTRY OF DEEDS.

ST.

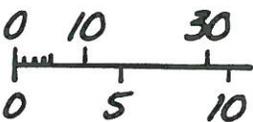


FOREST

103.83

# ADDITION PLAN No. 136 FOREST ST. WELLESLEY, MA.

FEET



METERS

1" = 30'

RECEIVED  
TOWN CLERK'S OFFICE  
WELLESLEY, MA 02181

SEP 29 09 AM '94