

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS

IN THE MATTER OF: William K. and Beverly M. Mayer,
William T. Gilmore
Petitioners

Owner William K. and Beverly M. Mayer,
William T. Gilmore
3 Samoset Circle
Medway, MA 02053

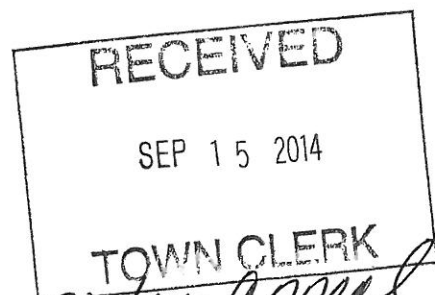
OPINION OF THE BOARD

REQUEST FOR SPECIAL PERMITS
Kennel License
3 Samoset Circle, Medway, MA

Hearing: August 6, 2014
Decision: September 11, 2014

MEMBERS PRESENT: David Cole, Chairman
Tony Biocchi
Carol Gould
Craig Olsen
William Kennedy

THE WRITTEN OPINION WAS DELIVERED ON September 11, 2014



OPINION OF THE BOARD

This is a proceeding of the Zoning Board of Appeals of the Town of Medway, MA (hereinafter the Board) acting under the Zoning By-Law of the Town of Medway, MA, 02053, and Massachusetts General Laws, Chapter 40A, as amended, in which the petitioners, William K. and Beverly M. Mayer and William T. Gilmore, request a Kennel License for (4) dogs, pet only located at 3 Samoset Circle, Medway, MA.,

Hearing

Notice of the Public Hearing by the Zoning Board of Appeals in this matter was published in the Milford Daily News on July 23rd and 30th. Notice also was sent to all "parties of interest" and posted in the Town Hall as required by Massachusetts General Laws, Chapter 40A, Section II.

The Public Hearing was held and closed on September 11, 2014. At the hearing no one spoke in favor of; nor did anyone speak in opposition to the application.

Hearing Summary

The applicants, William K. Mayer, Beverly M. Mayer, and William T. Gilmore, came before the Board to request a Kennel License to allow four (4) dogs, pets only, located at 3 Samoset Circle, Medway, MA 02053.

William K. and Beverly M. Mayer house three (3) spayed/neutered dogs in the upstairs dwelling. The dogs are licensed with the Town of Medway. William T Gilmore houses only one (1) neutered dog in the Assessor's Dwelling. This dog is also licensed with the Town of Medway. All dogs shots and medical needs are up-to-date.

The yard has over a ½ acre of land and is fenced in. They can exercise as required, causing no substantial detriment to the Public good. There is a privacy door and gate so the dogs may occupy their respective dwellings. The dogs are intended for enjoyment and companionship only and are not intended for breeding.

Findings:

1. The grant of a suitably conditioned Kennel License would not cause substantial detriment to the public good.
2. The application is consistent with the criteria for a Special Permit set forth in sub-Sections III.J. of the Medway Zoning ByLaw.

Relief Granted:

A Special Permits for a Kennel License is granted to William K. and Beverly M. Mayer, and William T. Gilmore, located at 3 Samoset Circle, Medway, MA subject to the following condition and/or restriction that there shall not be more than four (4) dogs allowed on the premises.

The Board hereby makes a detailed record of its findings and proceedings relative to this petition, sets forth its reasons for its findings and decision, incorporates by reference any plan or diagram received by it, directs that this decision be filed in the office of the Town Clerk and be made a public record and that notice and copies of its decision be made forthwith to all parties or persons interested.

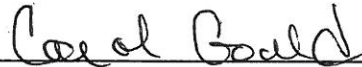
***IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAW, CHAPTER 40A,
SECTION 11 NO VARIANCE, SPECIAL PERMIT OR CONSTRUCTIVE GRANT OF
A VARIANCE TAKES EFFECT UNTIL RECORDED IN THE REGISTRY OF DEEDS.***



David J. Cole, Chairman



Tony Biocchi



Carol Gould

Craig Olsen

William Kennedy