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MILLBURY, MASS.

## MILLBURY BOARD OF APPEALS

### MINUTES

DATE: 1/29/14

TIME: 7:40 p.m.

Present: Chairman R.Valentino, P. Nigosian, H. Proodian, A. Lewandowski, R. Simmarano

Petition for David Vaillancourt

7 Orchard St., Millbury, MA

Variance for setback

Having complied with the provisions of Chapter 40A of the General Laws of the Commonwealth of Massachusetts, relative to advertising and notifying abutters, the Meeting was declared open by Chairman Richard Valentino.

D. Vaillancourt – We had a foundation built for our garage in the right-hand corner in the back, and it was 9.8' from C & S Lumber.

R. Valentino – He did call me, and I suggested that he come to us because somewhere down the line, it will get caught. No matter what he does, it is a violation.

D. Vaillancourt – We had a surveyor come in to stake the property. I asked him to make it 10.6, then after the foundation was put in, he told me it was wrong.

Motion was made to close the public hearing by H. Proodian and seconded by R. Simmarano, unanimous.

H. Proodian – I understand that it was a mistake and does not affect anybody.

Motion was made to grant the variance at 7 Orchard St., Millbury, MA , 9.8' to 2" making it 10'.

Motion made by H. Proodian and seconded by A. Lewandowski, and the Board voted unanimously in favor.

*Richard P. Valentino*  
*David Vaillancourt*  
*R. J. Simmarano*  
*A. Lewandowski*

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MINUTES

DATE: 1/29/14

TIME: 7:50 p.m.

Present: Chairman R.Valentino, P. Nigosian, H. Proodian, A. Lewandowski, R. Simmarano

Petition for Jodi Healy

For 4 Sutton Rd., Millbury, MA for appeal

Having complied with the provisions of Chapter 40A of the General Laws of the Commonwealth of Massachusetts, relative to advertising and notifying abutters, the Meeting was declared open by Chairman Richard Valentino.

R. Valentino – This is an appeal for 4 Sutton Rd., for permission to sublease.

Attorney for the petitioner – Ms. Healy would like to withdraw this application at this time. I think that she will probably look into disallowing the cut-through. There is a question that she does not own this property, and it does show that she does own this property. The Town Manager told me that this is not an issue for the town, and he acknowledged that it is her property, so this issue is mute, but we would like to withdraw our petition without prejudice.

A motion was made by H. Proodian and seconded by R. Simmarano to allow the petitioner to withdraw without prejudice, unanimous.

*Richard P. Valentino*  
*Paul N. Proodian*  
*R. J. Simmarano*  
*A. Lewandowski*