

MINUTES
ZONING BOARD OF APPEALS
DECEMBER 19, 2006

The meeting was held in Stow Town Building and was opened at 4:00 p.m. Members present were Arthur Lowden, Edmund Tarnuzzer, Charles Barney (associate) and Lee Heron (associate).

Richard & Marilou Bonetti - At the November 29th meeting of the members, Mr. Tarnuzzer moved "to grant a 25% increase in the contractor's yard, as defined by the Board, based on 16,000 square feet and the plan dated October 6, 2006". The motion was seconded by Mr. Barney, however, a vote on the motion was deferred. Acting chair Lowden called for a vote on that motion. The vote was unanimous against the motion to grant a special permit.

At the December 7th meeting, after further discussion of available information, it was moved and seconded "to deny the request for special permit on the basis of insufficient facts and the inability of the Board to determine the extent of the requested 25% increase". Following that vote, Mr. Tarnuzzer was to draft a decision with regard to the denial of a special permit.

The members reviewed the draft decision in denial of special permit and a draft decision concerning the appeal of the determination of the Building Inspector to issue a "cease and desist order" if a special permit application was not submitted. The members had previously upheld the Building Inspector's order in that the special permit application had been submitted.

On motion of Mr. Barney, second by Mr. Tarnuzzer, it was voted unanimously to accept the decision as drafted with regard to the unfavorable action of the Building Inspector. On motion of Mr. Barney, second by Mr. Tarnuzzer, it was voted unanimously to accept the decision as drafted to deny a special permit.

The meeting was adjourned at 4:25 p.m.

Respectfully submitted,
Catherine A. Desmond
Secretary to the Board