

**BOARD OF ZONING APPEALS  
RECORD OF MINUTES AND PROCEEDINGS  
MAY 4, 2005**

The Board of Zoning Appeals of the Town of Weymouth held a public hearing on Wednesday, May 4, 2005, at 7:00pm at McCullough Building, Whipple Center Conference Room, 182 Green Street, Weymouth, MA for the purpose of passing on the applications of certain persons whose petitions were properly before the Board. Notice of the public hearing had been given by mail to the parties in interest of the subject locus and by publication in the Weymouth News.

Present:	Richard McLeod, Chairman Edward Foley, Vice-Chair Mary McElroy, Clerk Chuck Golden Donald Holzworth
Staff:	Rod Fuqua, Principal Planner
Recording Secretary:	Janet Murray

**BZA CASE # 2848 115 Sheri Lane**

The Chairman called the hearing to order and explained the procedures that would be followed to the people present. A MOTION was made to open the public hearing and waive the reading of the legal advertisement, and was seconded and UNANIMOUSLY VOTED.

Application of John and Donnajean Sardano for property at 115 Sheri Lane, also shown on the Weymouth Town Atlas Sheet 64, Block 637, Lot 36, located in an R-1 zoning district seeking a special permit and/or variance under Chapter 120-51 and Table 1 for an addition to a single family dwelling, part of which would be in the rear yard setback.

Rod Fuqua stated that there was an error in the applicant's favor. The plan showed the dwelling as 7.5 feet from the property line, when in fact it was 17.5 feet from the line. Mr. Fuqua noted that the Inspector of Buildings reviewed the plan and pointed out that the lot is a corner lot and the property line where the addition extended is considered a side yard. As a side yard the structure would need to adhere to a 10' setback. Based on the plans provided there would be a 16'-17' setback, therefore no relief is needed from the BZA.

Mr. Fuqua relayed the comments of the Inspector of Buildings to the applicant and they would request to withdraw the application without prejudice.

A MOTION was made by Donald Holzworth to APPROVE the request to WITHDRAW WITHOUT PREJUDICE the application for a SPECIAL PERMIT for an addition to a single family home, part of which lies within the rear setback area and was seconded by Mary McElroy and was UNANIMOUSLY VOTED.

**CASE WITHDRAWN WITHOUT PREJUDICE**

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Mary McElroy, Clerk

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Date