

Case No. 24-20
Date Filed: 24 September 2020

RECORD OF PROCEEDINGS

I, Lisa C. Morrison, assistant to the Zoning Board of Appeals of the town of Edgartown, hereby certify that the following is a detailed record of proceedings pertaining to the request of Wendy & John Naughton for a special permit under section 10.1 G of the bylaw to install a pool and pool equipment shed on a preexisting, nonconforming lot at 11 Edgartown Meadows Road 20 (Assr. Pcl. 22-30) in the R-60 Residential District.

1. On 24 September 2020 the application, a true copy of which is marked "A," was presented to the Town Clerk.
2. In addition, an advertisement, a true copy of which is marked "B," was published in the Vineyard Gazette on 25 September and 2 October 2020.
3. Notice of the hearing, a copy of which is marked "C," was mailed, postage prepaid, to the petitioners; the abutters - owners of land adjacent to the subject property within 300 feet of the property lines - all as they appear on the most recent, applicable, certified tax list; and to all the proper town boards and departments.

On Wednesday, 14 October 2020 at 4:00 p.m. the hearing was opened and held via Zoom. The following board members were in attendance: Martin Tomassian – Chairman, Carol Grant, Nancy Whipple, John Magnuson, and Robin Bray – alternate. Chairman Tomassian introduced the board members and read the necessary requirements for conducting remote meetings in compliance with both the Governor's order and the Open Meeting Law. Applicant Wendy Naughton was present as was abutter Michelle Scarpone.

Ms. Naughton explained that she and her husband would like to install a 12-foot by 26-foot in-ground fiberglass pool and a sound proofed 6-foot by 8-foot pool equipment shed. They are also proposing to install a 5-foot aluminum fence with an automatic gate.

Mr. Tomassian asked if there were any letters from town boards or departments. There were none. A letter of support from Janine Daughtry who lives directly across Edgartown Meadows Road was read. Ms. Daughtry was in full support of the project. Abutter Michelle Scarpone of 19 Whaler's Walk spoke in favor of the project. Mr. Tomassian closed the public portion of the hearing for discussion by the board

Mr. Tomassian asked if the fencing would be chain link. Ms. Naughton said that it would not be chain link, but would be a black aluminum fence similar to what was installed at a recently approved pool on Codman's Spring. Mr. Finn was able to show a photo of a fence that Ms. Naughton said was similar to what she is proposing.

Ms. Grant asked about exterior lighting. Ms. Naughton said she was not proposing any exterior lighting over and above what is mandated by the building code.

Ms. Grant made a motion to grant the special permit saying that she found the project to be in harmony with the general purpose and intent of the bylaw. She noted that there were no objections to the proposal and two abutters spoke in favor of the project. She said she did not think it would be detrimental to the neighborhood and noted that the project met the required setbacks.

Mr. Magnuson seconded the motion and voted to grant the special permit for the same reasons.

Mr. Tomassian, Ms. Bray, and Ms. Whipple also voted to approve the project by roll-call vote. Motion carries: 5 - 0.

Respectfully submitted,

Lisa C. Morrison, Assistant