

Case #21-2021
Date Filed: 28 April 2021

DECISION OF THE ZONING BOARD OF APPEALS
ON THE REQUEST FOR A SPECIAL PERMIT

Owners/Applicants: Washboards LLC, George & Kathleen Kaufmann, Trs.
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At a meeting held remotely via Zoom on Wednesday, 5 May 2021, the Edgartown Zoning Board of Appeals voted unanimously (5-0) to grant a special permit under section 10.1 G of the zoning bylaw to allow the construction of a 21-foot by 9-foot in-ground pool and a pool-equipment shed on a preexisting, nonconforming lot located 8 Mullen Way (Assr. Pcl. 29A-43) in the R-20 Residential District, as shown on the plot plan submitted by Vineyard Land Surveying dated 15 April 2021.

FINDINGS:

1. The proposed pool meets all setbacks requirements. The only nonconformity is the size of the lot, which is 7200 sq. ft. A conforming lot in the R-20 is 21,780 sq. ft.
2. There were no objections to the proposal from any town boards or departments or from any abutters. One board member was concerned that the lot was too small.
3. The board determined by a vote of 4 to 1 that the project was in harmony with the general purpose and intent of the bylaw. The board found that the pool will not negatively impact the neighborhood, which already has a number of pools – some of which are also on nonconforming lots.

This decision of the Board of Appeals and a record of proceedings are on file in the Zoning Board office and in the office of the Town Clerk, Town Hall under Case No: 21-2021.

Zoning Board of Appeals,

Lisa C. Morrison, Assistant

Note: This decision was filed in the office of the Town Clerk on 21 May 2021. Appeals, if any, should be made pursuant to Section 17 of Chapter 40A of the Massachusetts General Laws and should be filed within 20 days of the filing of this decision in the office of the Town Clerk.

I hereby certify that no appeal has been filed in the twenty-day period following the date of filing this decision.

Attest: _____