

**BOARD OF APPEALS  
REGULAR MEETING MINUTES  
JULY 07, 2010**

**Members Present:** Clayton M. Harrison, Chairman  
Gerald Coutinho, Vice Chairman  
Christopher J. Graham  
**Absent:** Kendal Tripp

Chairman Harrison called the Zoning Board of Appeals meeting to order at 7:00 PM in the Westport Town Hall, 816 Main Road, Westport, MA 02790.

**Jean St. Gelais, 265-267 American Legion Highway - RE:** Application request for a variance for relief from Zoning Bylaws, Article 7.6.2 side yard setback – shed already having been constructed and placed closer to side lot line than allowed. The property is also known as Assessor's Map-61, Lot 19-A.

\*Present was Jean St. Gelais, petitioner.

**Lawrence Webb & Janet Hadley, 82 Shirley Street - RE:** Application request for a variance for relief from Zoning Bylaws, Article 7, Section 6 to allow the construction of a garage not meeting yard or setback requirements. The property is also known as Assessor's Map-71, Lot 81.

\*Present was Attorney Brian Corey, representing petitioner.

At this time, Mr. Harrison stated the two hearings scheduled for this evening will be opened and rescheduled due to the fact that there were only three voting members and the Zoning Board of Appeals can only hear petitions with at least four voting members present. There will be no testimony taken on either petition. Mr. Harrison then read both public-hearing notices aloud. Attorney Corey and Ms. St. Gelais agreed to the continuances.

\*In reviewing the applications briefly, it was noted that Ms. St. Gelais would provide the Board with a sketch of the property showing dimensions of the size of the shed, the location to the property line, septic, leach field and well.

**Motion** made by Mr. Coutinho to continue the hearing for Jean St. Gelais to Wednesday, July 14, 2010 at 7:00 PM and to continue the hearing for Lawrence Webb & Janet Hadley to Wednesday, July 14, 2010 at 7:30 PM. Second by Mr. Graham. The Board voted three in favor, 1-absent (Tripp)

**Approval of Minutes**

This item was held.

**Other Business**


1. Shellfish Constable Sherman was present with Kerian Fennelly, shellfish grant applicant regarding the question of whether a Special Permit applied in this case. It was determined that an opinion from Legal Counsel on this matter would be necessary.

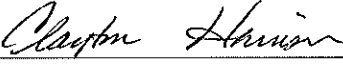
2. In the matter of Deutche Donn, adult entertainment special permit applicant coming back to the Board under a Remand Order, it was requested to contact Attorney Silverstein to see if an Executive Session prior to the hearing would be necessary and also a copy of the Decision should be emailed to all the members.

**Motion** made by Mr. Coutinho to adjourn the Zoning Board of Appeals meeting at 8:30 PM. Second by Mr. Graham. The Board voted three in favor, 1-absent (Tripp).

**Adjournment.**

Respectfully submitted,

  
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Diane Pelland, Principal Clerk  
To the Zoning Board of Appeals

**APPROVED:**   
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Clayton Harrison, Chairman