### TOWN OF FRANKLIN INSPECTION DEPARTMENT

### Building Inspection – Division of Wires – Division of Gas Division of Plumbing MUNICIPAL BUILDING – 355 East Central Street Franklin, Massachusetts 02038

Lloyd (Gus) Brown **Building Commissioner**  Telephone: 508-520-4926 FAX: 508-520-4906

#### **ZONING REVIEW**

APPLICANT:

Brian Menard

LOCATION:

20 Skyline Drive

ZONING DISTRICT: RR |

TYPE OF PROJECT: Construction of a Mudroom and a One Car garage

**DATE:** 03/14/2024 **DENY** 

**ZONING BOARD OF APPEALS** 

VARIANCE

**ZONING BY LAW SECTIONS:** 185 Attachment 9 Schedule of Lot, Area,

Frontage, Yard and Height Requirements

REASON FOR DENIAL: Applicant is seeking to construct a 20' x 26' addition that is 9.9' from the right side yard setback where 40' is required. The building permit is denied without a variance from the ZBA.

### **APPEAL OF DENIAL OPTIONS:**

APPLICANT SIGNATURE	DATE
ZONING OFFICIAL SIGNATURE LAB	DATE 03/14/2024

TOWN OF FRANKLIN 355 East Central Street
TOWN CLERK Franklin MA 00000 508-520-4926

TOWN OF FRANKLIN

2024 MAR -8 A 10: 22

ZBA APPLICATION FORM

MAR 08 2024

RECEIVED

ZONING BOARD OF APPEALS

The undersigned hereby petitions the Zoning Board of Appeals for the following:
Special Permit: Variance: _X Appeal:
DETITIONER: RELEAS MEAGED
PETITIONER'S ADDRESS: 20 SKYLINE DR. PHONE: 508-864-3298
LOCATION OF PROPERTY: 10 SKYLINE DR. FRANKLIN MA 02038
TYPE OF OCCUPANCY: RESIDENTIAL ZONING DISTRICT: KR1
ASSESSORS MAP & PARCEL: 219-044-000-000
REASON FOR PETITION:
X Additions New Structure
Change in Use/Occupancy Parking
Conversion to Addi'l Dwelling Unit's Sign
Dormer Subdivision
Other:
DESCRIPTION OF PETITIONER'S PROPOSAL:
WE VOULD LIKE TO ADD A MUD ROOM AND I-CAR GARAGE
SECTIONS OF ZONING ORDINANCE CITED:
Article Section EXISTING NON CONFORMING INEED VAIRIANCE FOR SETBACK
Article Section
Article Section
Applicants for a Variance must complete Pages 1-5 Applicants for a Special Permit must complete Pages 1-4 and 6 Applicants for a Special Permit must complete Pages 1-4 and 6 Applicants for a Special Permit must complete Pages 1-4 and 6
The second of the Asserting District Di
must attach a statement concerning the reasons for the appeal
Original Signature(s): (Petitioner(s)/Owner)
BRIAN MENARD
(Print Name)
Address: 20 SKYLINE DR. FRANKLIN, MA 02038
FAA D/11-20CD
Tel. No.: 508-864-3298
E-Mail Address: BMENARDO KMKELLYING, COM
Date:

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926

# ZBA APPLICATION FORM - OWNERSHIP INFORMATION

To be completed by OWNER, signed and returned to the Secretary of the Zoning Board of Appeals.

I/We BRIAN MENARD (OWNER)
Address: 20 SKYLINE DR. FRANKLIN, MA 02038
State that I/We own the property located at 20 SKYLINE DRIVE
which is the subject of this zoning application.
The record title of this property is in the name of BRIAN MENARD &
ERIA MENARD
*Pursuant to a deed of duly recorded in the date $\frac{12/15/2017}{2017}$ , Norfolk
County Registry of Deeds at Book $24940$ , Page $595$ ; or
Dedham Registry District of Land Court, Certificate No. $N/A$
BookPage

SIGNATURE BY LAND OWNER OR AUTHORIZED TRUSTEE, OFFICER OR AGENT\*

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926

### ZBA APPLICATION FORM

### DIMENSIONAL INFORMATION

APPLICANT: BRIAN MENARD	PRESENT USE/OCCUPANCY: RESIDENTIAL
	001
LOCATION: 20 SKYLINE DR	ZONE: KK1
PHONE: 508-864-3298 REQUESTED	USE/OCCUPANCY: RESIDENTIAL
EXISTING CONDITIONS	$\begin{array}{ccc} REQUESTED & ORDINANCE \\ \hline CONDITIONS & REQUIREMENTS^1 \end{array}$
16-1-1	E 15 541 (F 40 000 SF (min)
Lot Area: 15541 S	F 15 541 Sf 40,000 Sf (min.)
Continuous Frontage: 100 FT	100 FT 200 FT (min.)
Size of Lot: Width 100 FT	100FT 180FT (min.)
pepth 154.5	154.5 200 (min)
Setbacks in Front 39,2	39,2 40 (min.)
Feet: Rear 73.7	73.7 40 (min.)
Left Side 18.6	
Right Side G G )	99 40 (min.)
Building Height: Stories	(max.)
Feet	
NO. of Dwelling Units:	(max.)
NO. of Parking Spaces:	(min./max)
NO. OI FAIRING SPACES.	
Describe where applicable, other occupancies on same lot, and type of construction prosteel, etc.	posed, e.g.; wood frame, concrete, brick,
steer, etc.	
	:
•	

SEE FRANKLIN ZONING BYLAW ARTICLE 185, ATTACHMENT 9.

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926 ZBA APPLICATION FORM

# SUPPORTING STATEMENT FOR A VARIANCE

EACH OF THE FOLLOWING REQUIREMENTS FOR A VARIANCE MUST BE ESTABLISHED AND SET FORTH IN COMPLETE DETAIL BY THE APPLICANT IN ACCORDANCE WITH ZONING BYLAW SECTION 185-45 (D) (2) (6) AND MGL 40A, SECTION 10:

A) A Literal enforcement of the provisions of this Zoning bylaw would involve a substantial hardship, financial or otherwise, to the petitioner or appellant for the following reasons:

DUE TO CONFINEMENTS OF MY LOT (EXISTING NON CONFORMING)

| NEED A VARIANCE TO BUILD A MUD ROOM & I CAR GARAGE

B) The hardship is owing to the following circumstances relating to the soil conditions, shape or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located for the following reasons:

THE HARDSHIP IS THAT THE LOT IS EXISTING NON CONFORMING

- C) Desirable relief may be granted without either:
  - 1) Substantial detriment to the public good for the following reasons:

    Many OF THE HOUSES IN OUR NEIGHBORHOOD ARE NONCONFORMING. THIS CREATES NO DETRIMENT TO THE PUBLIC GOOD.
  - 2) Nullifying or substantially derogating from the intent or purpose of this Zoning Bylaw for the following reasons:

If you have any questions as to whether you can establish all of the applicable legal requirements, you should consult with your own attorney.

MASSACHUSNTT® STATE EXCISE TAX N O T

Norfolk Requistry of Deeds A N

Date: 12-15-2017 0 02:45pm O F F I C I A L

Ctl#: 1380 C I Acris: 119880 C O P Y

#### DEED

Henry N. Jones and Caitlin P. Colahan, of Franklin, Massachusetts, for consideration of Three Hundred Sixty-One Thousand (\$361,000.00) Dollars paid, grant to Brian P. Menard and Erin K. Menard, Husband and Wife, Tenants by the Entirety, both of Oxford, Massachusetts, with quitclaim covenants,

The land in Franklin, Norfolk County, Massachusetts, known as and numbered 20 Skyline Drive, with the buildings thereon being shown as Lot 101 on a plan entitled: "Plan of Land in Franklin, Mass., owned by Franklin Estates, Inc., December 12, 1960. Cheney Engineering Co. Sheet 2" recorded as Plan No 512 of 1961 in Plan Book 211 in Norfolk Deeds, and being bounded and described as follows:

SOUTHWESTERLY: by an un-named way shown on said plan now known as Skyline

Drive and formerly known as A Street, one hundred (100.00) feet;

NORTHWESTERLY: by Lot 100 as shown on said plan, one hundred forty-five and

47/100 (145.47) feet;

NORTHEASTERLY: by Lots 191 and 192, as shown on said plan, one hundred one and

62/100 (100.62) feet; and

SOUTHEASTERLY: by Lot 102 as shown on said plan, one hundred sixty-three and

55/100 (163.55) feet.

Containing 15,451 square feet, more or less of land according to said plan.

Being the same premises conveyed to Henry N. Jones and Caitlin P. Colahan by deed of Lynne Grady, dated June 28, 2007, and recorded at Norfolk County Registry of Deeds in Book 24940, Page 595.

Property Address: 20 Skyline Drive, Franklin, MA 02038

NOT Witness our hands and seals this // day of Dec	NOT cember, 2017. N	
Henry N. Jones	Caitlin P. Colahan	

#### COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS

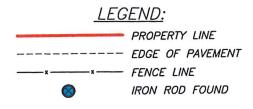
December \_//\_, 2017

On the date set forth above, before me, the undersigned notary public, personally appeared Henry N. Jones and Caitlin P. Colahan, proved to me through satisfactory evidence of identification, which was my personal knowledge of the identities of the principals, to be the persons whose names are signed on the preceding or attached document, and acknowledged to me that they signed it voluntarily for its stated purpose.

Notary Public

My commission expires:

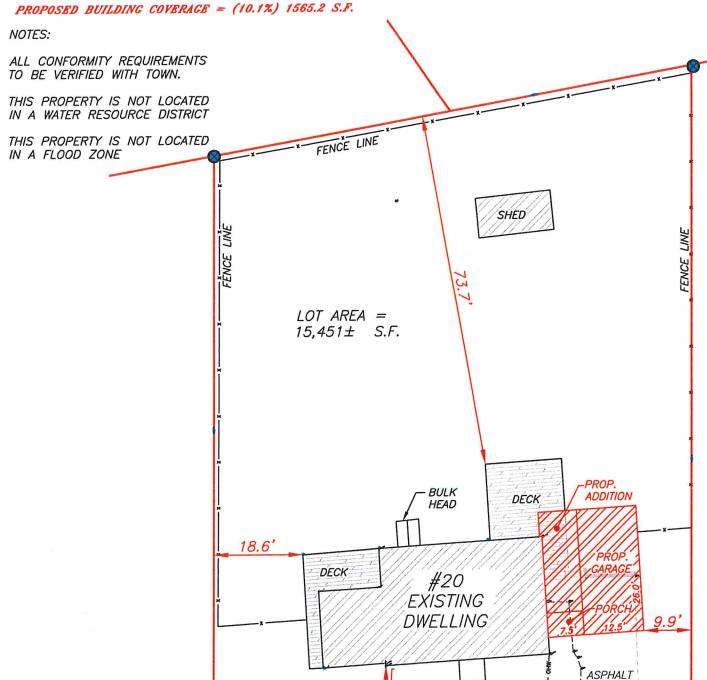
ZONE: RURAL RESIDENTIAL 1	REQUIRED
AREA (MIN.)	40,000 SQ. FT.
FRONTAGE (MIN.)	200'
FRONT SETBACK (MIN.) 40'	
SIDE SETBACK (MIN.) 40'	
REAR YARD SETBACK (MIN.) 40'	
BUILDING COVERAGE (MAX) 20%	
IMPERVIOUS AREA (MAX) 25%	
BUILDING HEIGHT (MAX) 35'	
BUILDING STORIES (MAX) 3	



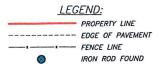
DRIVEWAY

EXISTING BUILDING COVERAGE = (6.7%) 1042.5 S.F.

PROPOSED BUILDING COVERAGE = (10.1%) 1565.2 S.F.

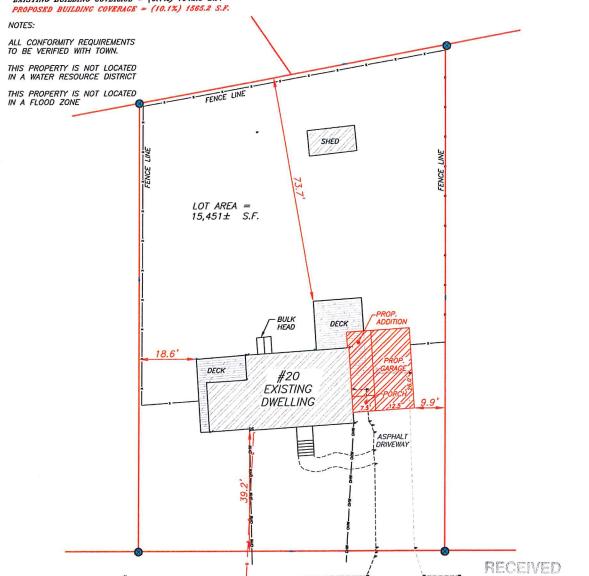


ZONE: RURAL RESIDENTIAL 1	REQUIRED
AREA (MIN.)	40,000 SQ. FT.
FRONTAGE (MIN.)	200'
FRONT SETBACK (MIN.)	40'
SIDE SETBACK (MIN.)	40'
REAR YARD SETBACK (MIN.)	40'
BUILDING COVERAGE (MAX)	20%
IMPERVIOUS AREA (MAX)	25%
BUILDING HEIGHT (MAX)	35'
BUILDING STORIES (MAX)	3





EXISTING BUILDING COVERAGE = (6.7%) 1042.5 S.F.



SKYLINE DRIVE

MAR 08 2024

TOWN OF FRANKLIN

ZONING BOARD OF APPEALS





PLAN SHOWING PROPOSED ADDITIONS 20 SKYLINE DRIVE FRANKLIN, MA NORFOLK COUNTY

DATE: 2/5/2024 SCALE: REVISED: 1:20'

DRAWN BY: CHECKED BY A.R.M.

RECEIVED TOWN OF FRANKLIN

FEB 2 8 2024

BOARD OF ASSESSORS

## Town of Franklin - Board of Assessors

355 East Central St Franklin, MA 02038 Tel # 508-520-4920 Fax # 508-520-4923

# **Abutters List Request Form**

Please Note: A \$25.00 Fee PER PARCEL is required to process your request. Payment is due at the time of submission of this form. Please allow 10 days from the date of payment and submission of the form for the Assessors office to complete the processing of your request.

Date of Request $\frac{212812024}{}$
Assessors Parcel ID # (12 digits) 219 -044 -000 -000
Property Street Address 20 SKYLINE DRIVE
Distance Required From Parcel # listed above (Circle One) 500 300 100 (Note: if a distance is not circled, we cannot process your request)
Property Owner BRIAN & ERIN MENARD
Property Owner's Mailing Address 20 SKYLINE Daive
Town/City FRANKLIO State MA Zip Code 02038
Property Owner's Telephone # 508 - 864 - 3298
Requestor's Name (if different from Owner)
Requestor's Address
Requestor's Telephone #
Office Use Only: Date Fee Paid 2 /28/29 Paid in Cash \$ 25.00
Paid by Check \$ Check # Town Receipt # _3015 9
RETURN TO LEEANNE



#### **Subject Property:**

Parcel Number: CAMA Number: 219-044-000

219-044-000-000

Property Address: 20 SKYLINE DR

Mailing Address: MENARD BRIAN P MENARD ERIN K

20 SKYLINE DR

FRANKLIN, MA 02038

Abutters:

Parcel Number:

215-047-000

CAMA Number: Property Address: 4 CHARLES DR

215-047-000-000

Parcel Number: 215-105-000 CAMA Number:

Property Address: 5 CHARLES DR

215-105-000-000

Parcel Number: CAMA Number:

215-106-000

215-106-000-000

Property Address: 4 GLENN DR

215-107-000

Parcel Number: CAMA Number: Property Address: 6 GLENN DR

215-107-000-000

Parcel Number: 215-108-000

CAMA Number:

215-108-000-000

Property Address: 8 GLENN DR

215-117-000

CAMA Number:

215-117-000-000

Parcel Number:

Property Address: 11 GLENN DR

Parcel Number:

215-118-000

CAMA Number:

215-118-000-000

Property Address: 9 GLENN DR

Parcel Number:

215-119-000

CAMA Number:

215-119-000-000

Property Address: 7 GLENN DR

Parcel Number: 219-034-000

**CAMA Number:** Property Address: 2 SHEPARD RD

219-034-000-000

Parcel Number: CAMA Number:

219-035-000 219-035-000-000 Property Address: 4 SHEPARD RD

Mailing Address: ALLOWAY DEBORAH A ALLOWAY

BAILEY R

4 CHARLES DR

FRANKLIN, MA 02038

Mailing Address: LEWANDOWSKI FRANCIS W LEWANDOWSKI ROSEANN T

5 CHARLES DR

FRANKLIN, MA 02038

Mailing Address: MEHLER KATHLEEN T TR K T M

REALTY TRUST 4 GLENN DR

FRANKLIN, MA 02038

Mailing Address: MITCHELL JAMES W MITCHELL

MARGUERITE H L/E

6 GLENN DR

FRANKLIN, MA 02038

Mailing Address: CHRISTIANI JOHN F

8 GLENN DR FRANKLIN, MA 02038

Mailing Address: LENBERGS ANDRIS E LENBERGS

CYNTHIA J

11 GLENN DR

FRANKLIN, MA 02038

Mailing Address: PELICK MARSHALL PELICK KATHLEEN

9 GLENN DR

FRANKLIN, MA 02038

Mailing Address: LOFTUS JOHN THOMAS 17 GRANT ST

MILFORD, MA 01757

Mailing Address:

STRASSBERGER CHRISTOPHER A

STRASSBERGER ALLYSON

2 SHEPARD RD FRANKLIN, MA 02038

Mailing Address: CHRABASCZ RONALD Z JR

CHRABASCZ KATHRYN ANN

4 SHEPARD RD FRANKLIN, MA 02038



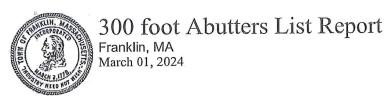


Mailing Address: SPANEK MARK E BLACK-SPANEK 219-036-000 Parcel Number: SUZANNE M 219-036-000-000 **CAMA Number:** 15 SKYLINE DR Property Address: 15 SKYLINE DR FRANKLIN, MA 02038 Mailing Address: LEBLANC MARC J LEBLANC LYNNE M Parcel Number: 219-039-000 14 SKYLINE DR CAMA Number: 219-039-000-000 FRANKLIN, MA 02038 Property Address: 14 SKYLINE DR CULLINS ROBERT M CULLINS JOYCE Parcel Number: 219-040-000 Mailing Address: 5 GLENN DR CAMA Number: 219-040-000-000 FRANKLIN, MA 02038 Property Address: 5 GLENN DR SAUTER CONRAD E&ELIZABETH A TRS Mailing Address: Parcel Number: 219-041-000 SAUTER FAMILY REALTY TRUST 219-041-000-000 CAMA Number: 3 GLENN DR Property Address: 3 GLENN DR FRANKLIN, MA 02038 Mailing Address: POIRIER RUTH 219-042-000 Parcel Number: 1 CHARLES DR 219-042-000-000 CAMA Number: FRANKLIN, MA 02038 Property Address: 1 CHARLES DR Mailing Address: GALLAGHER LEO J 219-043-000 Parcel Number: 18 SKYLINE DR 219-043-000-000 **CAMA Number:** FRANKLIN, MA 02038 Property Address: 18 SKYLINE DR MENARD BRIAN P MENARD ERIN K Mailing Address: 219-044-000 Parcel Number: 20 SKYLINE DR 219-044-000-000 **CAMA Number:** FRANKLIN, MA 02038 Property Address: 20 SKYLINE DR Mailing Address: CONNERS, TIM J/T GIROLAMO, SUSAN 219-045-000 Parcel Number: J/T 219-045-000-000 CAMA Number: 9 MARIA CIRCLE Property Address: 22 SKYLINE DR FRANKLIN, MA 02038 Mailing Address: SMITH SCOTT C 219-046-000 Parcel Number: 24 SKYLINE DR 219-046-000-000 CAMA Number: FRANKLIN, MA 02038 Property Address: 24 SKYLINE DR ASTUCCIO MARIANNE P Mailing Address: 219-047-000 Parcel Number: 26 SKYLINE DR 219-047-000-000 CAMA Number: FRANKLIN, MA 02038 Property Address: 26 SKYLINE DR Mailing Address: NETTO DONALD G & MARY P TRS 219-048-000 Parcel Number: DONALD G NETTO REVOC TRUST MARY 219-048-000-000 CAMA Number: P NETTO REVOC TRUS Property Address: 7 GRISSOM CIR 7 GRISSOM CIR FRANKLIN, MA 02038 Mailing Address: CLIFFORD SCOTT D CLIFFORD 219-049-000 Parcel Number: KATHLEEN M 219-049-000-000 CAMA Number: 5 GRISSOM CIR



FRANKLIN, MA 02038

Property Address: 5 GRISSOM CIR



Parcel	Number:
0 A B 4 A	N 1 1

219-050-000

Mailing Address: HANNON ROBERT TR GRISSOM

CIRCLE 2007 REALTY TRU

**CAMA Number:** 

219-050-000-000 Property Address: 3 GRISSOM CIR

3 GRISSOM CIR FRANKLIN, MA 02038

Parcel Number: **CAMA Number:**  219-071-000 219-071-000-000 Mailing Address:

DURKEY JOHN A DURKEY MARLEEN E

27 SKYLINE DR

FRANKLIN, MA 02038

Parcel Number:

219-072-000

Property Address: 27 SKYLINE DR

Mailing Address:

STEVENS PATRICIA M

25 SKYLINE DR

**CAMA Number:** Property Address: 25 SKYLINE DR

219-072-000-000

FRANKLIN, MA 02038

Parcel Number: **CAMA Number:**  219-073-000

Mailing Address:

WEST EDWARD P WEST DIAN

219-073-000-000

Property Address: 23 SKYLINE DR

23 SKYLINE DR

FRANKLIN, MA 02038

Parcel Number: **CAMA Number:**  219-074-000

Mailing Address: BROWN STEPHEN L KENNY KRYSTAL A

219-074-000-000 Property Address: 21 SKYLINE DR

21 SKYLINE DR FRANKLIN, MA 02038

Parcel Number: **CAMA Number:**  219-075-000

219-075-000-000

Property Address: 5 SHEPARD RD

Mailing Address:

TENG JOHN M TR JOHN M TENG

SHEPHARD RD TRUST

5 SHEPARD RD FRANKLIN, MA 02038

Parcel Number:

219-076-000

**CAMA Number:** 

219-076-000-000 Property Address: 3 SHEPARD RD

Mailing Address: AMES KENNETH E AMES SHARON A

3 SHEPARD RD

FRANKLIN, MA 02038

Parcel Number:

219-077-000

CAMA Number: Property Address: 247 DANIELS ST

219-077-000-000

Mailing Address: BURNS MICHAEL J BURNS MELISSA A

247 DANIELS ST FRANKLIN, MA 02038

Parcel Number: **CAMA Number:**  219-078-000

219-078-000-000 Property Address: 245 DANIELS ST

Mailing Address: FRANKLIN HOUSING AUTHORITY

1000 CENTRAL PARK TER FRANKLIN, MA 02038 Loyle, 3-1-24



ALLOWAY DEBORAH A ALLOWAY BAILEY R 4 CHARLES DR FRANKLIN, MA 02038 DURKEY JOHN A DURKEY MARLEEN E 27 SKYLINE DR FRANKLIN, MA 02038 MITCHELL JAMES W MITCHELL MARGUERITE H L/ 6 GLENN DR FRANKLIN, MA 02038

AMES KENNETH E AMES SHARON A 3 SHEPARD RD FRANKLIN, MA 02038

FRANKLIN HOUSING AUTHORIT 1000 CENTRAL PARK TER FRANKLIN, MA 02038 NETTO DONALD G & MARY P T DONALD G NETTO REVOC TRUS 7 GRISSOM CIR FRANKLIN, MA 02038

ASTUCCIO MARIANNE P 26 SKYLINE DR FRANKLIN, MA 02038 GALLAGHER LEO J 18 SKYLINE DR FRANKLIN, MA 02038 PELICK MARSHALL PELICK KATHLEEN 9 GLENN DR FRANKLIN, MA 02038

BROWN STEPHEN L KENNY KRYSTAL A 21 SKYLINE DR FRANKLIN, MA 02038

HANNON ROBERT TR GRISSOM CIRCLE 2007 REALT 3 GRISSOM CIR FRANKLIN, MA 02038

POIRIER RUTH 1 CHARLES DR FRANKLIN, MA 02038

BURNS MICHAEL J BURNS MELISSA A 247 DANIELS ST FRANKLIN, MA 02038 LEBLANC MARC J LEBLANC LYNNE M 14 SKYLINE DR FRANKLIN, MA 02038 SAUTER CONRAD E&ELIZABETH SAUTER FAMILY REALTY TRUS 3 GLENN DR FRANKLIN, MA 02038

CHRABASCZ RONALD Z JR CHRABASCZ KATHRYN ANN 4 SHEPARD RD FRANKLIN, MA 02038 LENBERGS ANDRIS E LENBERGS CYNTHIA J 11 GLENN DR FRANKLIN, MA 02038

SMITH SCOTT C 24 SKYLINE DR FRANKLIN, MA 02038

CHRISTIANI JOHN F 8 GLENN DR FRANKLIN, MA 02038 LEWANDOWSKI FRANCIS W LEWANDOWSKI ROSEANN T 5 CHARLES DR FRANKLIN, MA 02038 SPANEK MARK E BLACK-SPANEK SUZANNE M 15 SKYLINE DR FRANKLIN, MA 02038

CLIFFORD SCOTT D CLIFFORD KATHLEEN M 5 GRISSOM CIR FRANKLIN, MA 02038

LOFTUS JOHN THOMAS 17 GRANT ST MILFORD, MA 01757 STEVENS PATRICIA M 25 SKYLINE DR FRANKLIN, MA 02038

CONNERS, TIM J/T GIROLAMO 9 MARIA CIRCLE FRANKLIN, MA 02038 MEHLER KATHLEEN T TR K T M REALTY TRUST 4 GLENN DR FRANKLIN, MA 02038 STRASSBERGER CHRISTOPHER STRASSBERGER ALLYSON 2 SHEPARD RD FRANKLIN, MA 02038

CULLINS ROBERT M CULLINS JOYCE 5 GLENN DR FRANKLIN, MA 02038 MENARD BRIAN P MENARD ERIN K 20 SKYLINE DR FRANKLIN, MA 02038 TENG JOHN M TR JOHN M TENG SHEPHARD RD T 5 SHEPARD RD FRANKLIN, MA 02038 WEST EDWARD P WEST DIAN 23 SKYLINE DR FRANKLIN, MA 02038