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:

Christopher & Rebecca McVay

LOCATION:

22 James Street

ZONING DISTRICT: SFR 111

TYPE OF PROJECT: CONSTRUCTION OF A 24' x 24' 2-Story Addition

DATE: 06/22/2021 **DENY**

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 24' x 24' 2-story addition that is 23.0' from the left side yard setback where 25' is required. The building permit is denied without a Variance from the ZBA.

APPEAL OF DENIAL OPTIONS:

ZONING BOARD OF APPEALS

APPLICANT SIGNATURE

DATE

ZONING OFFICIAL SIGNATURE LAB

DATE 06/22/2021

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

RECEIVED TOWN OF FRANKLIN JUN 2 2 2021

ZBA APPLICATION FORM

ZONING BOARD OF APPEALS

Z021 JUN 22 P 1: 24 GENERAL INFO	RMATION			
The undersigned hereby petitions the Zoning	Board of Appeals for the following:			
Special Permit: Variance:	X Appeal:			
PETITIONER: Christopher McVay and Reb	ecca McVay			
petitioner's address: 22 James Street	PHONE: 401-595-2538			
LOCATION OF PROPERTY: 22 James Street				
TYPE OF OCCUPANCY: Single Family zo				
ASSESSORS MAP & PARCEL: AM 297 Lot 95				
REASON FOR PETITION:				
X Additions	New Structure			
Change in Use/Occupancy	Parking			
Conversion to Addi'l Dwelling	Unit's Sign			
Dormer	Cub dinai si sa			
Other:	Subdivision			
DESCRIPTION OF PETITIONER'S PROPOSAL:	*			
To construct a 24x24 2-story additi family wood framed house. SECTIONS OF ZONING ORDINANCE CITED: Article 185 Section Attachment 9 Article Section 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 an Appeal to the ZBA pursuant to Zoning Bylaw section 185-45 (D) must attach a statement concerning the reasons for the appeal Original Signature(s): (Petitioner(s)/Owner)				
Address:	CHRISTOPHER MUNICIPAL Rebecea McUay 22 James Street Franklin, MA 02038			
Tel. No.:	401-595-2538			
Date: 6/18/21 E-Mail Address	cmcvay11@gmail.com			

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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/WeRebecca and Christopher McVay			
(OWNER)			
Address: 22 James Street, Franklin, MA 02038			
State that I/We own the property located at 22 James Street ,			
which is the subject of this zoning application.			
The record title of this property is in the name of			
*Pursuant to a deed of duly recorded in the date $4-30-2013$, Norfolk			
County Registry of Deeds at Book 31285 , Page 239 ; or			
Dedham Registry District of Land Court, Certificate No			
Book Page			
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: Rebecca & Christopher McVay PRESENT USE/OCCUPANCY: single family					family	
LOCATION: 22 Jan	nes Street		ZONE: SFRIII			
PHONE: 401-595-2538		_ REQUESTED USE/	REQUESTED USE/OCCUPANCY: No Change			
		EXISTING CONDITIONS	REQUESTED CONDITIONS	ORDINANCE REQUIREMENT	<u>rs</u> ¹	
Lot Area:		20,316+/-	No Change	20,000	(min.)	
Continuous Frontag	<u>e:</u>	120	No Change	125	_ (min.)	
Size of Lot:	Width				(min.)	
	Depth				_ (min)	
Setbacks in	Front	42.8	No Change	40	_ (min.)	
Feet:	Rear	88.7	88.3	30	_ (min.)	
	Left Side	47	23	25	(min.)	
	Right Side	25.6	No Change	25	(min.)	
Building Height:	Stories	2	No Change	3	(max.)	
	Feet			35	(max.)	
NO. of Dwelling Un	its:	1	No Change		(max.)	
NO. of Parking Spaces:				(n	nin./max)	
on same lot, and steel, etc. Work generall addition with	type of cons y consists a 2 car ga	of construction proposed	same lot, the size ed, e.g.; wood from ting a 24x24 2 sion of existing a family wo	-story woo	od framed ay	

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 the location of the septic system, the left side of the house is the only location where the proposed addition can be built. Due to the current market, it is not practical for the family to purchase a new home in Franklin.

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 related to the existing shape of the lot which prevents the addition being constructed in any other location on the property that will conform to zoning setbacks.

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

No substantial deteriment to the public good is anticipated. The addition is proposed on the left side of the house and more than 35 feet from the closest residence.

2) Nullifying or substantially derogating from the intent or purpose of this Zoning Bylaw for the following reasons:

Granting the requested variance will not nullify or substantially derogate from the intent of the Zoning Bylaw and will enhance the remains consistent with the overall characteristics within the neighborhood

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

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RECEIVED AND RECORDED

NORFOLK COUNTY
REGISTRY OF DEEDS
DEDITION
OF F I C I A L
OF F I C DELAS DA-30-2013 & 02:02pm

CERTIFY
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OUITCLAIM DEED

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A N MASSACHUSETTS STATE EXCISE TAX
Norfolk Registry of Deeds
DOC\$\frac{1}{2}\$\$ 1863
DOC\$\frac{1}{2}\$\$ 51170

OUTCLAIM DEED

ALEX BEJIAN, being unmarried of Franklin, Norfolk County, Commonwealth of Massachusetts,

for consideration of: Four Hundred Five Thousand and 00/100 (\$405,000.00) Dollars,

grants to: CHRISTOPHER MCVAY and REBECCA MCVAY, husband and wife, as tenants by the entirety, of 22 James Street, Franklin, Massachusetts, 02038,

with Quitclaim Covenants

The land in Franklin, Norfolk County, Massachusetts, with the buildings thereon, situated on the Easterly side of James Street and designated as Lots 11, 12 and 13 on a plan entitled, "Plan of Land by Everett C. Brown," dated September 23, 1914 and recorded with Norfolk Registry of Deeds as Plan No. 3530 in Plan Book 73, to which reference may be had for a more particular description of said Lots.

Said premises are subject to a Utility Easement dated August 26, 1949, recorded with the Norfolk County Registry of Deeds in Book 2873, Page 182.

The grantor hereby waives any and all rights of homestead in the property to which he is entitled under the Laws of the Commonwealth of Massachusetts.

This conveyance is made subject to all easements, restrictions, reservations, and other rights of record, so far as in force and applicable.

Meaning and intending to convey the same premises conveyed to the grantor by deed of Federal National Mortgage Association a/k/a Fannie Mae, dated July 19, 2011, recorded with the Norfolk County Registry of Deeds in Book 29018, Page 190.

PROPERTY ADDRESS: 22 JAMES STREET, FRANKLIN, MA 02038

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Witness my hand and healthis of April, 2013 F I C I A L
C O P Y

C O P Y

Alex Bejian

COMMONWEALTH OF MASSACHUSETTS

Norfolk County, ss.

April 87,2013

Then personally appeared the above-named Alex Bejian, proved to me through satisfactory evidence of identification which was a driver's license to be the person whose name is signed on the preceding document, and acknowledged the foregoing instrument to be his free act and deed, before me

MARY R. WALLAGE-CRANDALL
NOTARY PUBLIC
COMMONWEALTH OF MASSACHUSETTS
MY COMMISSION EXPIRES DECEMBER 9, 2016

Mary Public:
My Commission Expires: 12/9/16

F:\docs\Laura\Deeds\Pranklin\James Street\22 James Street.doc

Town of Franklin - Board of Assessors

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

RECEIVED TOWN OF FRANKLIN
JUN 1.7 2021
BOARD OF ASSESSORS

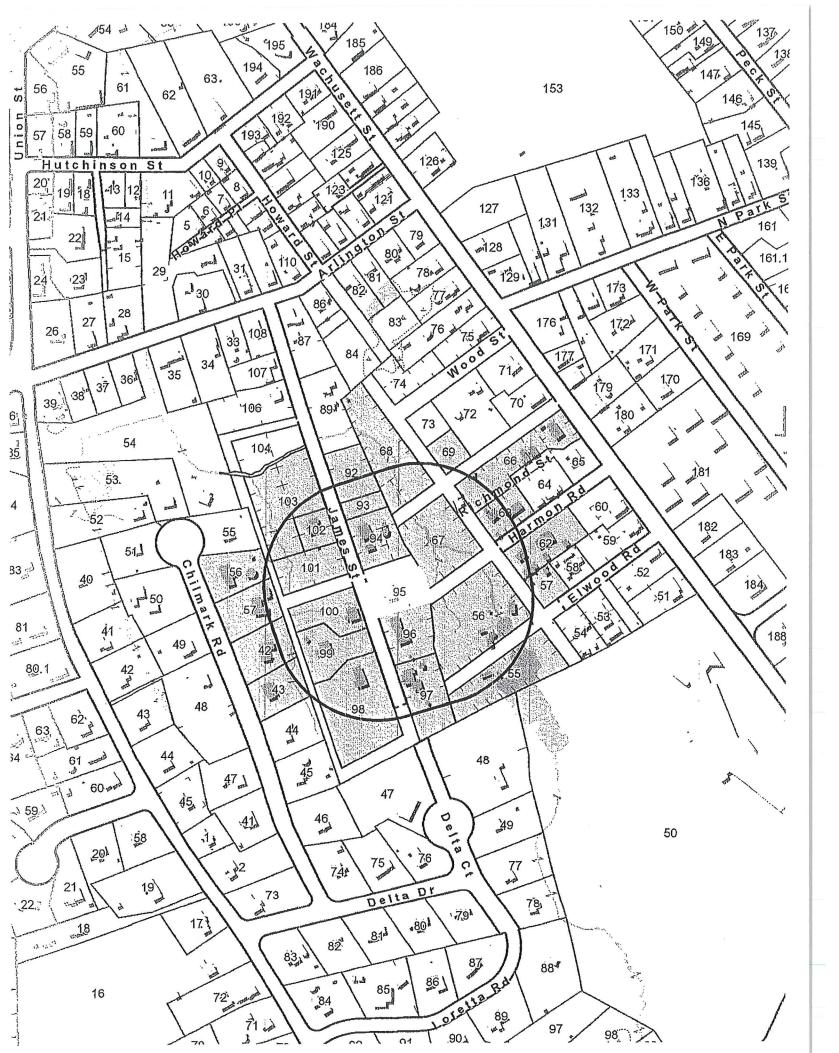
Abutters List Request Form

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.

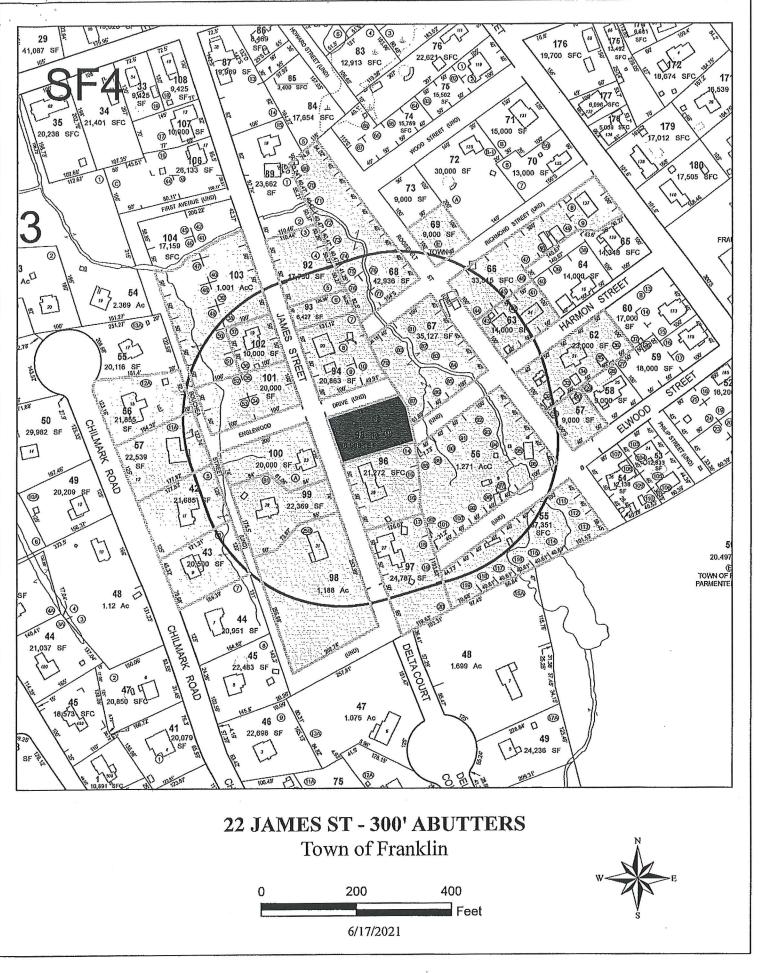
Date of Request 6 / 17 / 2021
Assessors Parcel ID # (12 digits) 297 _ 095 _ 000 _ 000
Property Street Address 22 James Street
Distance Required From Parcel # listed above (Circle One) 500 300 100 (Note: if a distance is not circled, we cannot process your request)
Property OwnerRebecca & Christopher McVay
Property Owner's Mailing Address 22 James Street
Town/City Franklin State MA Zip Code 02038
Property Owner's Telephone # 401 - 595 - 2538
Requestor's Name (if different from Owner) Guerriere & Halnon C/O Amanda Cavaliere)
Requestor's Address 55 West Central Street, Franklin, MA 02038
Requestor's Telephone # 508 - 528 - 3221
Office Use Only: Date Fee Paid 6/1/7/202/ Paid in Cash \$ 25,00
Paid by Check \$ Check # Town Receipt #

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300' Abutters List Report Franklin, MA June 17, 2021

Subject Parcel:

Parcel Number:	297-095-000	Mailing Address:	MCVAY CHRISTOPHERMCVAY REBECCA
CAMA Number:	297-095-000-000		22 JAMES ST
Property Address:	22 JAMES ST		FRANKLIN, MA 02038
B.E 44			
Abutters: Parcel Number: CAMA Number: Property Address:	296-056-000 296-056-000-000 15 CHILMARK RD	Mailing Address:	BOUTSELIS KIRK M & ERICA R TRS KIRK&ERICA BOUTSELIS LIVING TR 15 CHILMARK RD FRANKLIN, MA 02038
Parcel Number:	296-057-000	Mailing Address:	SANTOS TODD SANTOS CHRISTINE
CAMA Number:	296-057-000-000		13 CHILMARK RD
Property Address:	13 CHILMARK RD		FRANKLIN, MA 02038
Parcel Number: CAMA Number: Property Address:	297-042-000 297-042-000-000 11 CHILMARK RD	Mailing Address:	BLEAKNEY ROBERT BLEAKNEY MARIBETH 11 CHILMARK RD FRANKLIN, MA 02038
Parcel Number:	297-043-000	Mailing Address:	CONLON MICHAEL F CONLON SHERYL A
CAMA Number:	297-043-000-000		9 CHILMARK RD
Property Address:	9 CHILMARK RD		FRANKLIN, MA 02038
Parcel Number:	297-055-000	Mailing Address:	TADDEO ALFIO
CAMA Number:	297-055-000-000		139 WACHUSETT STREET
Property Address:	ROOSEVELT ST		FRANKLIN, MA 02038
Parcel Number:	297-056-000	Mailing Address;	TADDEO ALFIO
CAMA Number:	297-056-000-000		139 WACHUSETT STREET
Property Address:	ROOSEVELT ST		FRANKLIN, MA 02038
Parcel Number:	297-057-000	Mailing Address:	TADDEO ANTHONY J
CAMA Number:	297-057-000-000		24 HARMON ST
Property Address:	ELWOOD ST		FRANKLIN, MA 02038
Parcel Number:	297-062-000	Mailing Address:	TADDEO ANTHONY J
CAMA Number:	297-062-000-000		24 HARMON RD
Property Address:	21 HARMON RD		FRANKLIN, MA 02038
Parcel Number:	297-063-000	Mailing Address:	TADDEO ANTHONY J
CAMA Number:	297-063-000-000		24 HARMON RD
Property Address:	24 HARMON RD		FRANKLIN, MA 02038
Parcel Number:	297-066-000	Mailing Address:	ROGERS MICHAEL C ROGERS ASHLEY A
CAMA Number:	297-066-000-000		137 WACHUSETT STREET
Property Address:	137 WACHUSETT ST		FRANKLIN, MA 02038

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6/17/2021

Page 1 of 3

Abutters List Report - Franklin, MA

300' Abutters List Report Franklin, MA June 17, 2021

Parcel Number:	297-067-000	Mailing Address:	TADDEO ALFIO
CAMA Number:	297-067-000-000		139 WACHUSETT STREET
Property Address:	ROOSEVELT ST		FRANKLIN, MA 02038
Parcel Number:	297-068-000	Mailing Address:	TADDEO ALFIO C
CAMA Number:	297-068-000-000		139 WACHUSETT STREET
Property Address:	ROOSEVELT ST		FRANKLIN, MA 02038
Parcel Number:	297-069-000	Mailing Address:	FRANKLIN TOWN OF
CAMA Number:	297-069-000-000		355 EAST CENTRAL STREET
Property Address:	ROOSEVELT ST		FRANKLIN, MA 02038
Parcel Number:	297-092-000	Mailing Address:	LONGOBARDI PAUL A
CAMA Number:	297-092-000-000		18 JAMES ST
Property Address:	JAMES ST		FRANKLIN, MA 02038
Parcel Number: CAMA Number: Property Address:	297-093-000 297-093-000-000 JAMES ST	Mailing Address:	LONGOBARDI JOANNE H & PAUL A S JOANNE LONGOBARDI REVOC TRUST 18 JAMES ST FRANKLIN, MA 02038
Parcel Number:	297-094-000	Mailing Address:	COLLINS MICHAEL D COLLINS MARIA B
CAMA Number:	297-094-000-000		20 JAMES ST
Property Address:	20 JAMES ST		FRANKLIN, MA 02038
Parcel Number:	297-095-000	_	MCVAY CHRISTOPHER MCVAY REBECCA
CAMA Number:	297-095-000-000		22 JAMES ST
Property Address:	22 JAMES ST		FRANKLIN, MA 02038
Parcel Number:	297-096-000	-	BRUNELLI PHILIP BRUNELLI CONNIE
CAMA Number:	297-096-000-000		26 JAMES ST
Property Address:	26 JAMES ST		FRANKLIN, MA 02038
Parcel Number:	297-097-000	Mailing Address:	TADDEO MICHAEL TADDEO LAURETTA A
CAMA Number:	297-097-000-000		27 JAMES ST
Property Address:	27 JAMES ST		FRANKLIN, MA 02038
Parcel Number:	297-098-000	Mailing Address:	ROSEN JEFFREY D ROSEN AGATA S
CAMA Number:	297-098-000-000		31 JAMES ST
Property Address:	31 JAMES ST		FRANKLIN, MA 02038
Parcel Number:	297-099-000		CIAMPA CARMELLA M
CAMA Number:	297-099-000-000		29 JAMES ST
Property Address:	29 JAMES ST		FRANKLIN, MA 02038
Parcel Number: CAMA Number: Property Address:	297-100-000 297-100-000-000 23 JAMES ST	Mailing Address:	LONDON DEVON B SIMS-MEYERS KELSEY 23 JAMES ST FRANKLIN, MA 02038

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6/17/2021

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300' Abutters List Report

Franklin, MA June 17, 2021

Parcel Number:

297-101-000

CAMA Number: 297-101-000-000 Property Address: 21 JAMES ST

Mailing Address: BRUNELLI PHILIP M JR

26 JAMES ST

FRANKLIN, MA 02038

Parcel Number: CAMA Number: 297-102-000

297-102-000-000 Property Address: 19 JAMES ST

Mailing Address: CLOSE EDWARD G CLOSE DEBORAH A

19 JAMES ST FRANKLIN, MA 02038

Parcel Number: 297-103-000 297-103-000-000 CAMA Number: Property Address: JAMES ST

Mailing Address: LONGOBARDI PAUL A 18 JAMES ST FRANKLIN, MA 02038

Herri MA Doyle 6-17-21

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BOUTSELIS KIRK M & ERICA KIRK&ERICA BOUTSELIS LIVI 15 CHILMARK RD FRANKLIN, MA 02038

LONGOBARDI PAUL A 18 JAMES ST FRANKLIN, MA 02038 CLOSE EDWARD G CLOSE DEBORAH A 19 JAMES ST FRANKLIN, MA 02038

SANTOS TODD SANTOS CHRISTINE 13 CHILMARK RD FRANKLIN, MA 02038 LONGOBARDI JOANNE H & PAU JOANNE LONGOBARDI REVOC T 18 JAMES ST FRANKLIN, MA 02038

BLEAKNEY ROBERT BLEAKNEY MARIBETH 11 CHILMARK RD FRANKLIN, MA 02038 COLLINS MICHAEL D COLLINS MARIA B 20 JAMES ST FRANKLIN, MA 02038

CONLON MICHAEL F CONLON SHERYL A 9 CHILMARK RD FRANKLIN, MA 02038 MCVAY CHRISTOPHER MCVAY REBECCA 22 JAMES ST FRANKLIN, MA 02038

TADDEO ALFIO 139 WACHUSETT STREET FRANKLIN, MA 02038 BRUNELLI PHILIP BRUNELLI CONNIE 26 JAMES ST FRANKLIN, MA 02038

TADDEO ANTHONY J 24 HARMON ST FRANKLIN, MA 02038 TADDEO MICHAEL TADDEO LAURETTA A 27 JAMES ST FRANKLIN, MA 02038

TADDEO ANTHONY J 24 HARMON RD FRANKLIN, MA 02038 ROSEN JEFFREY D ROSEN AGATA S 31 JAMES ST FRANKLIN, MA 02038

ROGERS MICHAEL C ROGERS ASHLEY A 137 WACHUSETT STREET FRANKLIN, MA 02038

CIAMPA CARMELLA M 29 JAMES ST FRANKLIN, MA 02038

TADDEO ALFIO C 139 WACHUSETT STREET FRANKLIN, MA 02038 LONDON DEVON B SIMS-MEYERS KELSEY 23 JAMES ST FRANKLIN, MA 02038

FRANKLIN TOWN OF 355 EAST CENTRAL STREET FRANKLIN, MA 02038 BRUNELLI PHILIP M JR 26 JAMES ST FRANKLIN, MA 02038

