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Department of Public Safety
Board of Building Regulations and Standards
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Vice Chairman

Robert Anderson
Administrator

Date: January 14, 2010

Name of Appellant: Allyn Little

Service Address: 415 Grafton Street
Shrewsbury, MA. 01545

In reference to: 415 Grafton Street
Shrewsbury, MA. 01545

Docket Number: 09-822

Property Address: 415 Grafton Street
Shrewsbury, MA. 01545

Date of Hearing: 11-24-09

Enclosed please find a copy of the decision on the matter aforementioned.

Sincerely:

BUILDING CODE APPEALS BOARD

Patricia Barry, Clerk

cc: Building Code Appeals Board
Building Official

COMMONWEALTH OF MASSACHUSETTS
State Building Code (780 CMR) Appeals Board
Board's Ruling on Appeal[1]

Docket No. 09-822
Appellant(s): Allyn Little vs. Appellee(s):City/Town of Shrewsbury, Building Official Patricia Sheehan

Procedural History

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant a variance from 7th edition 780 CMR 5319.1 to 5319.3 for the property at 415 Grafton Street, Shrewsbury, MA. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.;* and 780 CMR 122.3.4, the Board convened a public hearing on November 24, 2009 where all interested parties were provided with an opportunity to testify and present evidence to the Board. Allyn and Diane Little appeared for the hearing as noted on the sign in sheet which is on file at the Department of Public Safety.

Discussion

After testimony and discussion a motion was made to grant a variance from 7th edition 780 CMR 5319.1 to 5319.3 and allow the non pressure treated sills to remain in place, due to the fact it is an existing home in which there has been no evidence of water issues in the basement. There was a second on the motion and board vote was taken, which was unanimous.

Conclusion

The Appellant's request for a variance from 7th edition 780 CMR 5319.1 to 5319.3 is hereby **granted** as described in the discussion above and so ordered[2] on this date: November 24, 2009.

William Middlemiss — Brian Gale — Alexander MacLeod

[1] This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

[2] In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.