

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

State Building Code Appeals Board<sup>1</sup>  
Docket No. 05-321

_____	)
Louise Burgin,	)
Appellant,	)
	)
v.	)
	)
Town of Dedham and Kenneth R.	)
Cimeno,	)
Appellees	)
_____	)

**BOARD'S RULING ON APPEAL**

**Procedural History**

This matter came before the State Building Code Appeals Board ("the Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, Appellant asks the Board to grant a variance from 780 CMR 3603.3.2 and 780 CMR 3603.3.1 of the Massachusetts State Building Code ("MSBC") for 53 School Street, Dedham, MA. In accordance with MGL c. 30A, §§ 10 and 11; MGL c. 143, §100; 801 CMR 1.02 et. Seq.; and 780 CMR 122.3.4, the Board convened a public hearing on November 21, 2006 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

Present and representing the Appellant was Robert Currie of Currie Design. There was no representative present from the Town of Dedham Building Department. There was no representative present from the Town of Dedham Fire Department.

**Discussion**

A motion was made to Grant the Appellant's request for a variance from 780 CMR 3603.3.2 (Openings) and 780 CMR 3603.3.1 (Exterior walls) of the MSBC based upon the Town of Dedham Zoning Board of Appeals' approval of the Appellants request

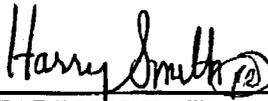
<sup>1</sup> This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place,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

for a dimensional variance and in accordance with that approval notice was sent to all abutters. Motion carried 3-0.

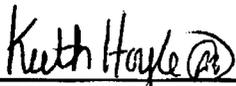
**Conclusion**

The Appellant's request for variance from 780 CMR 3603.3.2 (Openings) and 780 CMR 3603.3.1 (Exterior walls) is **GRANTED**.

**SO ORDERED.**

  
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**HARRY SMITH**

  
\_\_\_\_\_  
**ALEXANDER MACLEOD**

  
\_\_\_\_\_  
**KEITH HOYLE**

DATED: January 8, 2007

*\* 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.*