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 NOV 30 2010  
 By: \_\_\_\_\_

TOWN CLERK, ACTON

Town of Acton  
 Massachusetts

RECEIVED  
 Date Received  
 BOARD OF APPEALS  
 NOV 30 2010  
 By: \_\_\_\_\_  
 ACTON BOARD OF APPEALS

Board of Appeals  
 (Form 5)  
 Petition For Variance

NOV. 30 2010

I/We hereby petition the Board of Appeals for a public hearing and a variance from the requirements of Section \_\_\_\_\_ of the Zoning By-law, as provided by G.L. Chapter 40A, Section 10 to allow:

PLEASE SEE ATTACHED

OFFICE USE ONLY	
Seven copies of petition?	_____
Location Map?	_____
Plot plans?	_____
Additional briefs?	_____
List of abutters and othe interested parties?	_____
Fee - \$100.00/1-25 abutters? \$125.00/26 + abutters?	_____
Next Hearing Date?	_____ # _____

Respectfully submitted,

Signed George P. Haras  
 (Petitioner) Patricia E. Haras

Name GEORGE P. HARAS  
PATRICIA E. HARAS  
 Address 30 MINUTEMAN RD  
 Phone # 978-263-5665

Signed George P. Haras  
 (Owner of Record) Patricia E. Haras

Name George P. Haras - Patricia E. Haras  
 Address 30 MINUTEMAN RD  
Acton, MA 01720  
 Phone # 978-263-5665

A variance may be granted by the Board of Appeals only if all the conditions, given in Section 10.5.5 are met. The Board may impose conditions, safeguards, and limitations as a part of their decision. (Section X-D)



TOWN OF ACTON  
472 Main Street  
Acton, Massachusetts, 01720  
Telephone (978) 264-9632  
Fax (978) 264-9630

**Cheryl Frazier**  
**Board of Appeals Secretary**

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TO: Beacon Community Newspapers  
Legal Notice Department

I hereby authorize Beacon Community Newspapers to bill me directly for the Legal Notice to be placed in connection with my permit/application on GEORGE P. HARRAS in the Beacon.

Signed:

PATRICIA E. HARRAS

PATRICIA  
HARRAS

Address:

51 Wendell Street  
Acton, MA

Phone:

(H) 978 262 5665  
(C) 978 621 0571

**Note:** This release is to be signed and submitted by the applicant to the Town at the time of initial submittal of every Permit/Application that requires Public Notice by Newspaper. Please leave the day on which date it will appear blank.

The purpose of this shed is for easy access storage of our snow blower. On or about the second week of June of 2010. I called the Building Department identifying my address and myself. I was inquiring as to the rules and regulations in regards to possible placement of a resin shed on a corner lot. I was told that under 120 sq foot, structure with no foundation not anchored is considered portable requires no permit and needs to be thirty feet back from each street. I repeated back the information I was given stating the structure would be 8'x12.5' is there anything else that may be required applications fee or any other information? No as long as you meet the above guidelines you are good to go. Based upon this information we did the measurements and came in thirty-two feet from each street and found we had room for the shed. Thus we purchased the shed and all the materials needed and put in the sweat equity it took to assemble the shed.

On October 20<sup>th</sup> we received a certified letter from the Zoning Enforcement Officer. We were stunned to receive the letter. As a life long resident of this town I felt that myself and my husband had done our best as being good citizens by calling the Building Department for rules and regulations and since there was no mention at the Building Department that we also needed to speak with the Planning Department we could not comprehend how we were in violation.

Mr. Mutch of the Acton Planning Board and the Assistant Town Planner were kind enough to come out and explain where we were in violation. Had we been told this information in June would not have purchased the shed. They made some alternate suggestions of possible locations. Location A(attached picture) place it on the side of the garage would require that we rip out thirty year old established trees and would require us to bring in fill to be brought in to grade level. Ripping out an established tree and knowing what happens with root systems I am not confident with this location. Location B(attached picture) place it behind the garage. We recently have installed a large automatic natural gas generator which has become a **must** since the town of Acton approved Mr. Dibiasi to build a subdivision of raised ranch houses and allowing him to fill in wet lands we now pump out eighty gallons of water every minute and a half during the Spring and Fall. Due to the fact that we have a natural gas line running parallel to the garage we are compromised in the placement of the shed with regards to the gas line and the septic system. Location C(attached picture) that was suggested was the low grade of our property but that is where the water we pump from our cellar ends up.

As a child I ice skated where these house are now. Our house was dry as a bone until the subdivision was built.

**LOCATION A**



**LOCATION B**  
**NATURAL GAS LINE RUNS PARALLEL**  
**From left side of rear of house and breezeway to generator**



**LOCATION C**





**Town of Acton**  
 472 Main Street  
 Acton, MA 01720  
 Telephone (978) 264-9622  
 Fax (978) 264-9630

Brian McMullen  
 Assistant Assessor

**Parcel Location** 30 Minuteman Road  
**Parcel I.D.:** F3.A-8

Location	Parcel ID	Owner	Co-Owner	Mailing Address	City	ST	Zip
7 HEALD RD	E3-95-47	WALTON STEVEN W	JOHNSON DIANE L	7 HEALD RD	ACTON	MA	01720
9 HEALD RD	E3-95-48	GU HONG XIA LAN	LI SHIMIN	9 HEALD RD	ACTON	MA	01720
11 HEALD RD	E3-95-49	NESSMAN DENNIS & LINDA TRUST	NESSMAN REALTY TRUST	11 HEALD RD	ACTON	MA	01720
36 NEWTOWN RD	E3-107	SHLESINGER ANDREW	DININO MARY	36 NEWTOWN RD	ACTON	MA	01720
25 MINUTEMAN RD	E3-110	DUFFY LESLIE DALTON	BRIAN D	25 MINUTEMAN RD	ACTON	MA	01720
34 NEWTOWN RD	E3-111	CARBONIER RONALD E	& JUDITH	34 NEWTOWN RD	ACTON	MA	01720
36 MINUTEMAN RD	F3-24-1	SANTOS CHARLES E		36 MINUTEMAN RD	ACTON	MA	01720
29 MINUTEMAN RD	F3.A-1	MILLER CHARLES E	C/O THERESA M MILLER	29 MINUTEMAN RD	ACTON	MA	01720
21 MINUTEMAN RD	F3.A-2	STRAAYER MATTHEW A ZORNING	STRAAYER MARIAM L ZORNING	21 MINUTEMAN RD	ACTON	MA	01720
15 MINUTEMAN RD	F3.A-3	FARTTOOSI AAMER N FARHAN	TAIE ASMAA ABAAS AL	15 MINUTEMAN RD	ACTON	MA	01720
22 MINUTEMAN RD	F3.A-9	NIHEN JEROME M	HIHEN MYRTLE L	22 MINUTEMAN RD	ACTON	MA	01720
37 MINUTEMAN RD	F3.A-8-1	MAXWELL GREGORY W	MINKIN MAYA M	37 MINUTEMAN RD	ACTON	MA	01720
34 MINUTEMAN RD	F3.A-8-2	MESLENER GEORGE J	ROSE A	34 MINUTEMAN ROAD	ACTON	MA	01720
32 MINUTEMAN RD	F3.A-8-3	ROMAN HAROLD E		32 MINUTEMAN RD	ACTON	MA	01720
28 MINUTEMAN RD	F3.A-8-4	BAXTER DAVID C	ANDERSON ANNE H	28 MINUTEMAN RD	ACTON	MA	01720
5 SIMON WILLARD RD	F3.A-8-5	WU SHAO-HUA	WU CHI-PING J	5 SIMON WILLARD RD	ACTON	MA	01720
3 SIMON WILLARD RD	F3.A-8-6	QUDDUS MOHAMMAED	QUDDUS MALIHA	3 SIMON WILLARD RD	ACTON	MA	01720
28 JOHN SWIFT RD	F3.A-8-7	MA JIANG + HUANG LING	KUMARI ROUSHAN	28 JOHN SWIFT RD	ACTON	MA	01720
27 JOHN SWIFT RD	F3.A-8-8	GALVEZ MARIANNE		28 JOHN SWIFT RD	ACTON	MA	01720
26 JOHN SWIFT RD	F3.A-8-9	FLOYD CATHERINE E		PO BOX 2147	ACTON	MA	01720
25 JOHN SWIFT RD	F3.A-8-10	NORET RONALD A	JANE	26 JOHN SWIFT RD	ACTON	MA	01720
23 JOHN SWIFT RD	F3.A-8-14	CONNELL KRISTEN P	PIERCE JON C	25 JOHN SWIFT ROAD	ACTON	MA	01720
33 MINUTEMAN RD	F3.A-8-22	MCGRAW JAMES B + RUTH L	HU MING	23 JOHN SWIFT RD	ACTON	MA	01720
14 MINUTEMAN RD	F3.A-10	STEINKRAUSS PETER M	STEINKRAUSS BRIDGET L	33 MINUTEMAN RD	ACTON	MA	01720
28 NEWTOWN RD	F3.A-11	CLARK HOWARD J JR	JUDITH A	14 MINUTEMAN RD	ACTON	MA	01720
				28 NEWTOWN RD	ACTON	MA	01720

Abutters and owners of land directly opposite on any public or private street or way and abutters to the abutters within three hundred feet of the property line all as they appear on the most recent applicable tax list.

**HEARING NOTICES FOR ALL SPECIAL PERMITS MUST BE SENT TO THE PLANNING BOARD, TOWN HALL IN THE FOLLOWING TOWNS:**

Boxborough, MA 01729      Maynard, MA 01754      Concord, MA 01742      Littleton, MA 01460  
 Carlisle, MA 01741      Stow, MA 01775      Westford, MA 01886      Sudbury, MA 01776

Daryl Powell  
 Property Lister  
 Action Assessors Office  
 1/12/24/2010



**R E C E I V E D**  
DEC - 2 2010

TOWN CLERK, ACTON

Board of Appeals

## **NOTICE OF PUBLIC HEARING**

The Board of Appeals will hold a Public Hearing on Monday, January 10, 2011 at 7:45 PM in Room 126 of the Town Hall.

on the following petition:

Hearing # 11-01

**George and Patricia Haras for a VARIANCE  
from Section 5 - Table of Standard Dimensional  
Regulations of the Zoning Bylaw to allow a shed  
to remain within the minimum required 30'foot  
front yard setbacks of both John Swift Road  
and Minuteman Road. The subject property  
is located at 30 Minuteman Road. Map F3/Parcel A-8.**

**Petitioner must be present, or send authorized representative**

**BOARD OF APPEALS**

**Ken Kozik**

**Chairman**