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**MINUTES OF THE MEETING OF THE BOARD OF APPEALS
BURLINGTON, MA
June 21, 2022**

Chairman Michael Murray Jr. called the meeting of the Burlington Board of Appeals to order at 7:30 p.m. The meeting was held in the Main Town Hall Meeting Room, 2nd Floor, 29 Center Street, Burlington
Present: Michael Murray Jr, Charles Viveiros, Mark Burke, John Sullivan, Joe Currier, Jeff DiBona, Jeremy Harrington
Absent: none

**22-16
15 Chestnut Road**

*The petition of Kevin Ellis for property located at 15 Chestnut Road as shown on the Burlington Assessor's records, Map and Parcel reference: 22-114-0. The applicant is seeking a variance for the installation of a 14' by 30' inground pool. The variance is to reduce the required 15-foot setback to 12' on the South property line. Violation of Article V-Section 5.2.0 Burlington Zoning By-law requires a minimum of 15-foot setbacks. Documentation in support of this proposal is available for public inspection as shown on plans filed with the Zoning Board of Appeals and a copy of which is on file with the Town Clerk's office and on the Board of Appeals website
(application #22-16)*

Kevin Ellis introduced himself and stated he was in front of the Board for a variance to put a 14'x 30' swimming pool. It would be 10 feet from water edge to the house, 12 feet to the south. He stated he worked with the Building Inspector trying to figure out how they could do it without a variance, but they couldn't. He added that they will be removing the deck and just putting stairs to a slider. He stated the neighbors don't have any concerns. The closest neighbor is up and around the corner, it would not be visible thru the woods.

Mr. Sullivan stated he went by and there are a lot of trees and questioned if any would be removed. He was informed none would be removed.

Mr. Murray asked for clarification on the application. Waters edge and was informed it was a clerical mistake it was prior to removing the deck.

Open to the public; Noone present to speak for against. Motion made and seconded to close the public hearing. 5-0 in favor.

Mr. Burke asked if it is required to put up a fence and was informed the entire yard would be fenced in with locked gates. He also stated he was had safety concerns about the pool being so close to house. Mr. Ellis the requirements are 10 feet and they are going to be 12 feet.

Motion made and seconded to approve a variance for 15 Chestnut Rd for installation of a 14' by 30' in ground pool. The variance reduces the required 15-foot setback to 12' on the South Property Line as shown on plot plan dated 8-20-2022 and submitted with the application. 5-0 in favor.

Minutes: motion made and seconded to accept the minutes. 5-0 in favor.

Adjourn: Motion made and seconded to adjourn. 5-0 in favor