

Town of Scituate

ZONING BOARD OF APPEALS

600 CHIEF JUSTICE CUSHING WAY
SCITUATE, MASSACHUSETTS 02066
(781) 545-8716



Decision of the Scituate Zoning Board of Appeals on the Appeal of Arthur Fiorillo of 19 Michaels Avenue, Scituate of a finding and decision of Mr. Neil Duggan, the Zoning Enforcement Officer dated June 22, 2010 and filed with the Town Clerk on that date. Mr. Duggan made his finding in response to a request for enforcement dated June 10, 2010 from Mr. Fiorillo's attorney, Adam Brodsky, 100 Recreation Park Drive, Hingham, MA

The appeal was received on September 15, 2010, advertised, and a public meeting was duly held on August 19, 2010 with the following members of the Zoning Board of Appeals hearing the application:

Mr. Peter Morin
Mr. Brian Sullivan
Ms. Sara Trezise


The property that is the subject of Mr. Duggan's decision and this appeal is located at 37 Moorland Road. The owner of the property is Peter Zaccardi. The appellant is a direct abutter. At the hearing, evidence and legal argument was presented to the Board by Attorney Brodsky, and Mr. Duggan provided his response.

Based upon all of the written submissions and the oral testimony at the hearing, the Board found that there was insufficient evidence presented by the Appellant to support his claim that the building inspector's denial of Appellants' request for enforcement was erroneous. Specifically, the Board determined that Mr. Duggan's interpretation of Zoning Bylaw Section 610.2(A), and his application of it to the subject property, was correct.

We therefore DENY the Appeal of the Appellants from the decision of the Zoning Enforcement Officer.

Scituate Zoning Board of Appeals


Peter Morin


Brian Sullivan


Sara Trezise

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37 Moorland Road/Fiorillo Appeal

Filed with the Town Clerk on October 20, 2010.

Appeal of any decision of the Zoning Board of Appeals may be made pursuant to M.G.L. Chapter 40A, Section 17, and shall be filed in a court of competent jurisdiction. Proof of that filing shall be provided to the Town Clerk within twenty (20) days of the date of the filing of the decision with the Town Clerk.