

4COMMONWEALTH OF MASSACHUSETTS
State Building Code (780 CMR) Appeals Board
Board's Ruling on Appeal¹

Docket No. 05-431

Appellant(s): Brigid Venti

vz. Appellee(s): City of Essex
William Sanborn

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 her a variance from 6th Edition 780 CMR 118 for 63 Main Street, Essex, 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 June 26, 2007 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

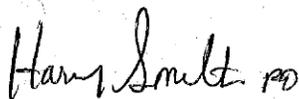
The Appellant appeared and testified for the hearing. William Sanborn and others were present as well as shown on the sign in sheet that is on file at the Department of Public Safety.

Discussion

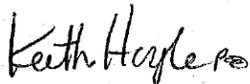
A motion was made to dismiss the Appellant's request for a variance from 7th Edition 780 CMR 118 because the Appeals Board has no jurisdiction in this case. The motion was seconded and then a board vote was taken, which was unanimous.

Conclusion

The Appellant's request for a variance from 6th Edition 780 CMR 118 is hereby dismissed as described in the discussion above and so ordered² on this date: June 26, 2007.



Harry Smith



Keith Hoyle



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.