

COMMONWEALTH OF MASSACHUSETTS
CITY OF GARDNER
ZONING BOARD OF APPEALS
DECISION

RECEIVED
2013 AUG 9 AM 9 58
CITY CLERK'S OFFICE
GARDNER MA

NAME: First Lutheran Church
ADDRESS: 627 Green Street, Gardner, MA 01440

DECISION OF THE BOARD OF APPEALS REGARDING THE USE OF THE PREMISES LOCATED ON:
209 Lawrence Street

IN THE CITY OF GARDNER, THE PREMISES BEING MORE PARTICULARLY DESCRIBED IN A DEED
DULY RECORDED IN WORCESTER DISTRICT REGISTRY OF DEEDS:

BOOK 3028 PAGE 472

ON APPLICATION DATED June 3, 2013 FOR A **USE VARIANCE** TO:
Operate an Antique Shop (not to exceed 1500 sq. ft. floor area) at 209 Lawrence Street, Gardner, MA. Parcel ID
#R22-8-49 owned by First Lutheran Church, 627 Green Street, Gardner, MA. (Denied a zoning determination by
the Building Commissioner because it does not comply with Section 4 Use Regulations, 415 Table of Uses,
Description of Use #35 Retail Store up to 15,000 sq. ft., is not an allowed use in Single Family Residential 1
zoning district, of the Gardner Zoning Ordinance.)

**On July 30, 2013, the Gardner Zoning Board of Appeals voted unanimously to accept the withdrawal of
Ernie Beland and DJ Layhe application for the above Use Variance at 209 Lawrence Street, Gardner, MA.
The withdrawal of the application was without prejudice.**

ANY PERSON AGGRIEVED BY A DECISION OF THE BOARD OF APPEALS OR ANY SPECIAL PERMIT/VARIANCE
GRANTING AUTHORITY, WHETHER OR NOT PREVIOUSLY A PARTY TO THE PROCEEDING, OR ANY
MUNICIPAL OFFICER OR BOARD MAY APPEAL EITHER TO THE SUPERIOR COURT, DISTRICT COURT, OR
LAND COURT DEPARTMENT OF THE TRIAL COURT FOR THE COUNTY IN WHICH THE LAND CONCERNED IS
SITUATED BY BRINGING AN ACTION WITHIN TWENTY (20) DAYS AFTER THE DECISION HAS BEEN FILED IN
THE OFFICE OF THE CITY OR TOWN CLERK. (M.G.L. SECTION 17, CHAPTER 40A)

A COPY OF THIS DECISION HAS THIS DAY BEEN FILED WITH THE PLANNING BOARD AND THE CITY CLERK,
CITY OF GARDNER:

CERTIFIED THIS 9th DAY OF August, 2013

Raymond F. LaFond dk Randall W. Heglin Clerk Michael D. Gerry dk
Raymond F. LaFond, Chairman dk Randall W. Heglin, Clerk dk Michael D. Gerry, Third Member dk

I, Alan L. Agnelli, City Clerk, City of Gardner, hereby certify the attached decision by the Zoning Board of Appeals
was filed with my office on _____ and that twenty days have elapsed since the
filing of said decision with my office and that no appeal concerning said decision has been filed or that any appeal
that has been filed has been dismissed or denied.

Dated Alan L. Agnelli, City Clerk