

CITY OF PORTLAND, MAINE

ZONING BOARD OF APPEALS

Patric Santerre, Chair
Catherine Decker, Secretary
Nan Sawyer
Joe Lewis
Kimberly Boggiatto
William Hall
John Thompson, Jr.

February 18, 2003

Hark-Andrucki
179 Lisbon Street
P.O. Box 7120
Lewiston, ME 04243-7120

RE: 163 Danforth Street
CBL: 044-H-003
ZONE: Contract Zone

Dear Attorney Hark,

As you know, at its February 6, 2003 meeting, **the Board of Appeals** vote to table the issue until a pending court case initiated by the appellant on this issue is decided was denied 1-4. **The Board of Appeals voted 3-2 to DENY** your Interpretation Appeal. The motion voted upon by the Board was actually expressed in the negative, "There has been no extension of the bed and breakfast to 188 Danforth Street, and therefore, no violation of the contract zone." Two members voted in favor of this motion, three members voted against the motion. The Zoning Board Administrator's interpretation that Winter Danforth is in violation of their Contract Zone was not overturned. Corporate Counsel was asked to provide Finding of Facts and Conclusion of Law at the February 20, 2003, Zoning Board of Appeals meeting.

Enclosed you will find a copy of the Board's decision.

Sincerely,

Karen Dunfey
Inspection Services