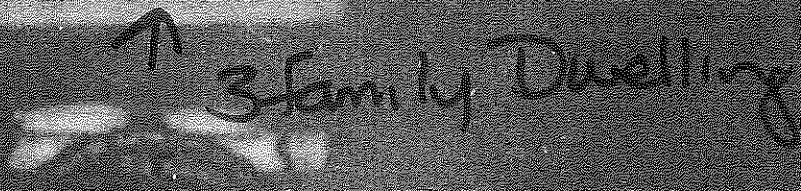


CITY OF PORTLAND, MAINE  
IN THE BOARD OF APPEALS

VARIANCE APPEAL

May 7, 1964

\_\_\_\_\_, owner of property at 55-57 Varanda St.  
under the provisions of Section 24 of the Zoning Ordinance of the City of Portland, hereby  
respectfully petitions the Board of Appeals for a variance from the provisions of said Ordinance  
to permit the erection of a six-car masonry garage 26 feet by 77 feet on a portion of the property  
at the above named location that has frontage on a proposed street off Sherwood Street. This  
use is presently not issuable under the Zoning Ordinance because the parking of only three  
motor vehicles as an accessory use to the three-family dwelling on the property is allowable  
under the provisions of Section 11-C of the Ordinance as applied to the R-5 Residence Zone in  
which the property is located.



LEGAL BASIS OF APPEAL: Such variance may be granted only if the Board of Appeals finds that the  
strict application of the provisions of the Ordinance would result in undue hardship in the  
development of property which is inconsistent with the intent and purpose of the Ordinance; that  
there are exceptional or unique circumstances relating to the property that do not generally  
apply to other property in the same zone or neighborhood, which have not arisen as a result of  
action of the applicant subsequent to the adoption of this Ordinance whether in violation of the  
provisions of the Ordinance or not; that property in the same zone or neighborhood will not be  
adversely affected by the granting of the variance; and that the granting of the variance will  
not be contrary to the intent and purpose of the Ordinance.

Rudolph W. Kaserman, Jr.  
By Walter C. Anderson  
**APPELLANT** Attorney

DECISION

After public hearing held May 28, 1964, the Board of Appeals finds that all of the  
above conditions exist with respect to this property and that a variance should be  
granted in this case.

It is, therefore, determined that a variance from the provisions of the Zoning Ordinance  
should be granted in this case.

John C. Young  
Walter C. Anderson  
Walter C. Anderson  
BOARD OF APPEALS