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**TOWN OF READING  
ZONING BOARD OF APPEALS** 2015 SEP -2 P 3 231

**DECISION ON THE PETITION OF JACK SULLIVAN, PE  
ON BEHALF OF FRED BONI**

**PROPERTY LOCATED AT 116 VAN NORDEN ROAD**

**AUGUST 6 & 20, 2015**

**Case No. 15-06**

The Board of Appeals (the "Board") held a public hearing on August 6, 2015 with 4 members present in the Selectmen's Meeting Room at Town Hall, 16 Lowell Street, Reading, MA to hear the petition of Jack Sullivan, PE, on behalf of Fred Boni (the "Petitioner"). The Petitioner sought a Variance under §6.2.1(b), Lot Shape, of the Zoning By-Laws in order to subdivide the property into two lots-one buildable and one non-buildable on the property located at 116 Van Norden Road, Reading, MA (the "Property"). The property is located in the S-20 Zoning District

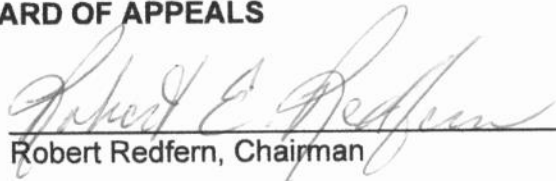
At the request of the Petitioner, the 4-member Board voted to allow continuance of this case to August 20, 2015 wherein a full 5-member Board will be seated.

On August 20, 2015, the Board held the continued public hearing at the appointed time and place. Chairman Redfern indicated he had received information relative to this case from Town Counsel, J. Raymond Miyares, Town Manager Robert W. LeLacheur and Jean Delios, Director, Community Services, indicating that the Town of Reading had "taken" this parcel for tax title previous to the filing of this petition. The Petitioner was unaware of these facts.

Therefore, it is determined that the petition application is made in error by the Petitioner and lacks standing before this Board.

The Chairman and Board discussed how to proceed and the Board asked the Petitioner if he wished to request a Leave to Withdraw Without Prejudice. The Petitioner agreed and the Board voted 4-1, David Traniello voting in opposition, to Leave to Withdraw Without Prejudice this petition.

**ON BEHALF OF THE READING ZONING BOARD OF APPEALS**

  
Robert Redfern, Chairman

ZBA Members voting on Case #15-06- :  
Robert Redfern, John Jarema, Kathleen Hackett, David Traniello and Damas Caouette