

October 8, 1970.

Board of Selectmen,  
Town of Plympton,  
Plympton, Mass.

Dear Sirs,

The By-Law establishing an Historic District and Historic District Commission adopted under Article 30 of the warrant at the Annual Town Meeting held March 13, 1970, was submitted by me to the Attorney General for approval.

The Attorney General approved the By-Law on August 18, 1970.

I have today October 8, 1970, posted in five public places in the Town of Plympton, the By-Law and this will now be legally in effect from October 8, 1970.

Please find enclosed a copy of the By-Law and map of the Historic District.

Very truly yours,

Thelma Norrman  
Town Clerk.

TFN/n

c.c. Mr. Souther Barnes, Planning Board.  
Mr. Thomas Bowas, Town Counsel.  
Mr. Gustaf Anderson, Building Inspector.  
Mr. John Forbes, Deputy Building Inspector.  
Mrs. Justine Cook, Historic District Study Committee.



TOWN OF PLYMPTON, MASSACHUSETTS

OFFICE OF

**TOWN CLERK**

Plympton Annual Town Meeting  
March 12, 1970

Article 30. Voted: (On the motion of Justine W. Cook) To adopt the following By-Law establishing an Historic District and an Historic District Commission, under the provisions of Chapter 40 c, General Laws.

Unanimous

Section I The purpose of this by-law is to provide a means by which the historic, cultural or architectural significance of an area in Plympton may be protected and preserved.

Section II There is hereby established an Historic District Commission under the provisions of the "Historic Districts Acts," General Laws, Chapter 40C, consisting of 5 members and 2 alternate members appointed by the selectmen, in accordance with the provisions of section 4 of Chapter 40C. When the commission is first established, 1 member shall be appointed for a term of 1 year, 2 shall be appointed for a term of 2 years, 2 shall be appointed in like manner for a period of 3 years and their successors shall be appointed in like manner for terms of 3 years.

When the commission is first established, 1 alternate member shall be appointed for a term of 1 year and 1 alternate member shall be appointed for a term of 2 years and their successors shall be appointed in like manner for terms of 3 years.

At any one meeting three shall constitute a quorum.

Section III There is hereby established an Historic District under the provisions of the Historic Districts Act, General Laws, Chapter 40C, bounded and described as shown on plan of the Harrub's Corner Historic District of the town of Plympton, Oct. 30, 1969, scale 1 inch equals 40 feet, Alan C. Vautrinot Jr., land surveyor, said plan being on record with the Town Clerk as follows:

Begin at a point on the centerline of County rd., about 540' Easterly from Barrows Brook, and opposite the southeast corner of land of Frederick Adams;

Thence Northerly about 25' to the southeast corner of said Adams Land;

Thence same course 115' more or less to an iron pipe;

Thence easterly about 50' to the end of a wall;

Thence northerly by said wall about 150' to a corner of the wall, the last 3 courses by the property line of said Adams and Edna Holmes;

Thence Northwesterly by said wall, along the property line of said Adams and Holmes, and then along the property line of said Holmes and Richard Reynolds, a total distance of about 575' to Barrows Brook;

Thence downstream by said brook 100';

Thence westerly 430' more or less thru land of Clifton Day to the centerline of Lake st. at a point which lies 200' northerly from a wall which marks the southerly line of said Day;

Thence southerly by the centerline of Lake stl about 50' to a point opposite a wall;

Thence westerly 20' to the end of said wall and then same course by said wall, which marks the property line between James Dennett and Phillip Rouvales 283' more or less to a cross wall;

Thence southerly by said cross wall 350' more or less thru land of said Dennett to County rd;

Thence same course about 25' to the centerline of County rd;

Thence easterly 90' more or less by the centerline of County rd to a point opposite the property line between Boyer and Webb;

Thence southerly about 25' to the northwest corner of Mrs. Samuel A. Boyer;

Thence same course by the property line of said Webb and Boyer 270'

Thence easterly thru land of said Boyer and land of Raymond Matthews, across Barrows Brook, about 830';

Thence N 27° 51' 38" E 272.00' to the southerly sideline of County road at a point which lies S 67° 26' 30" E 150' from a county highway bound;

Thence N 27° 51' 38" E about 25' to the centerline of County road;

Thence easterly by the centerline of County road about 70' to the point of beginning.

Section IV The Historic District Commission shall have all the powers and duties of historic district commissions as provided by the Historic Districts Act, General Laws, Chapter 40C and of subsequent amendments thereto.

Section V The Historic District Commission shall adopt rules and regulations for the conduct of its business not inconsistent with the provisions of the Historic Districts Act, General Laws, Chapter 40C, and may, subject to appropriation, employ clerical and technical assistants or consultants and may accept money gifts and expend same for such purposes.

Section VI Limitations: No building, structure, or part thereof, including stone walls, fences, steps and paving shall be erected, reconstructed, altered, restored, moved or demolished within the district, and no sign, light, fence, wall or other appurtenant fixtures, hereafter called appurtenant fixtures, shall be erected or displayed on any lot, building or structure located within said district except as provided under Section VII, unless an application for a certificate of appropriateness shall have been approved by the Historic District Commission, and no building or other permit shall be granted for any such purpose in an historic district except in cases excluded by Section VII until such certificate of appropriateness has been issued.

Section VII Nothing in this by-law shall be construed to prevent the ordinary maintenance or repair of any exterior architectural feature in the historic district which does not involve a change

in design, material, color or the outward appearance thereof; nor to prevent the construction, reconstruction, alteration or demolition of any such feature which the building inspector or similar agent shall certify is required by the public safety because of an unsafe or dangerous condition; nor to prevent the construction, reconstruction, alteration, or demolition of any such feature under a permit issued by a building inspector or similar agent prior to the effective date of establishment of said district.

No approval is required under Section VI of the Historic District Act for the following:

1. Temporary structures or signs for use in connection with any official celebration or parade or any charitable function in the town of Plympton provided that any such structure or sign shall be removed within three days following the termination of the celebration, parade or charitable drive for which said structures or signs shall have been erected or displayed. Any other temporary structures or signs which the commission shall determine do not substantially derogate from the intent and purposes of this act may from time to time be excluded from the provisions of Section VI.
2. Real estate signs of not more than three square feet in area advertising the sale or rental of the premises on which they are erected or displayed.
3. Occupational or other signs of not more than one square foot in area and not more than one such sign, irrespective of size, bearing the name, occupation or address of the occupant of the premises on which such sign is erected or displayed.

4. The exterior color of any building or structure within the district may be changed to white without the filing of an application for, or the issuance of, a certificate of appropriateness or to any color or any combination of colors which the commission shall determine from time to time may be used without substantial derogation from the intent and purposes of this act.

5. Storm sash and storm doors; window screens and screen doors.

- a. Installing, repairing, replacing of these items providing there is no ornamentation.
- b. Storm sash and screens to be painted the same color as the house sash. Aluminum items may be left natural.
- c. Storm doors and screen doors to be painted the same color as the house door. Aluminum items may be left natural.

6. Repairs

- a. Re-siding, in whole or in part, with 6" clapboards or with white cedar shingles providing the same type of siding is used as before and with the same exposure to the weather.
- b. Shingling roofs with wood shingles or with fire resistant shingles, with rectangular design of uniform color, but limited in color to black or dark gray.
- c. Repairing or replacing: window frames, sash, glass, door frames, doors, exterior trim, leaders, gutters, porches, railing, steps, fences, gates, roof walks, skylights and roof scuttles, providing no architectural change in appearance is made, and that the same type and goodness of material is used in making such repairs or replacement.



- d. Repairing, repointing, and waterproofing brick chimneys, walls and foundations, providing the same type of masonry is used, and providing that, if plaster covering is used it shall be cement parget, wood trowelled or with a cement grout brushed on.

Section VIII The historic district commission in considering applications for certificates of appropriateness for any of the purposes specified in section VI shall consider the appropriateness of proposed exterior features of buildings, structures, and appurtenant fixtures, location on the lot, and the removal or demolition of any building or structure in said district, wherever such exterior features, buildings, structures and appurtenant fixtures are subject to public view from a public street or way. All plans, elevations and other information deemed necessary by the Commission to determine the appropriateness of the exterior features or buildings in question shall be made available to it by the applicant.

The Historic District Commission, in considering the appropriateness of exterior features, shall keep in mind the purposes of this Chapter 40C, section 2, and shall consider among other things the historical and architectural value and significance, architectural style, the general design, arrangement, texture, material and color of the building or structure and appurtenant fixtures in question, the relation of such features to similar features of buildings in the immediate surroundings, and the position of such building or structure in relation to the street or public way and to other buildings and structures. The Commission shall

It make any recommendations or requirements except for the purpose of preventing developments obviously incongruous to the historic aspects of the surroundings and the historic district.

Section IX When taking action under the provisions of the second paragraph of Section 7 of the Historic Districts Act, General Laws, Chapter 40C, the Historic District Commission shall make a determination as soon as convenient after the public hearing but, in all events, within sixty days after the filing of the application for a certificate of appropriateness, or such further time as the applicant may in writing allow.

Section X Any applicant aggrieved by a determination of the Commission may, within twenty days after the making of such decision, appeal to a superior court sitting in equity for the county. The court shall hear all pertinent evidence and shall annul the determination of the Commission if it finds the reasons given for such determination to be unsupported by the evidence or to be insufficient in law and may make such other decree as justice and equity may require. The remedy provided by this section shall be exclusive; <sup>but</sup> the parties shall have all rights of appeal and exception as in other equity cases.

Costs shall not be allowed against the Historic District Commission unless it appears to the court that the Commission acted with gross negligence, in bad faith or with malice.

Costs shall not be allowed against the party appealing from the decision of the Historic District Commission unless it appears to the court that said appellant acted in bad faith or with malice in making the appeal to the court.

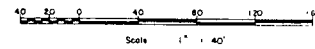
Section XI The superior court shall have jurisdiction in equity to enforce the provisions of this chapter and the rulings issued thereunder and may restrain by injunction violations thereof.

✓ Section XII Any person who violates any of the provisions of this by-law shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than ten dollars nor more than five hundred dollars. Each day that a violation continues to exist shall constitute a separate offence.

Section XIII In case any section, paragraph or part of this by-law be for any reason declared invalid or held unconstitutional by any court of last resort, every other section, paragraph or part shall continue in full force and effect.

Sayles  
(ROUVALÉS)

# HARRUBS CORNER HISTORIC DISTRICT PLYMPTON, MASS.



Alan C. Vourimat, Jr. Surveyor  
Oct 30, 1969

NOTE: Compiled from Layouts,  
Plans & Deeds of  
Record

Surveyed and Plotted as shown  
on 10/30/69

