

TIMOTHY L. ST. HILAIRE

v.

CITY OF AUBURN

Submitted on Briefs June 27, 2002

Decided October 10, 2002

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,
CALKINS, and LEVY, JJ.

MEMORANDUM OF DECISION

Timothy St. Hilaire appeals from a judgment entered in Superior Court (Androscoggin County, *Gorman, J.*) affirming the Auburn Planning Board's grant of a special exception permit to Raymond Clavette, who sought to open an autobody shop next to St. Hilaire's home. Contrary to St. Hilaire's contentions, the Board's decision to grant the permit was supported by substantial evidence in the record and did not constitute an abuse of discretion or an error of law. *See Conservation Law Found., Inc. v. Town of Lincolnville*, 2001 ME 175, ¶ 6, 786 A.2d 616, 619.

The entry is:

Judgment affirmed.

For plaintiff:

Timothy St. Hilaire
P O Box 3163
Auburn, ME 04212

Attorney for defendant:

John W. Conway, Esq.
Linnell, Choate & Webber, LLP
P O Box 190
Auburn, ME 04212-0190