

DARTMOUTH

MASSACHUSETTS



OFFICE OF THE TOWN CLERK

400 SLOCUM ROAD
DARTMOUTH, MA 02747

TOWN CLERK

LYNN M. MEDEIROS

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TOWN OF DARTMOUTH
NOTICE OF OPEN MEETING

THIS NOTICE SATISFIES THE REQUIREMENTS OF GENERAL LAWS, CHAPTER 30A, SECTION 8B

To the Residents of the Town of Dartmouth:

Be advised that the following open meeting will take place as described below:

Public Body: Zoning Board of Appeals Time: 6:30 AM (PM) (circle one)

Date: Tuesday - September 2, 2014 (please write out)
(day of week, month, day year)

Location: 400 Slocum Rd, Town Hall Bldg. Room # 304
(street address, including building name and room number, if applicable)

List of topics that may be discussed (attach additional sheet(s) if necessary):

"Agenda Attached"

Continued on attached sheet(s) Y N (circle one)

Chair: Jacqueline Figueiredo
(print name)

Tira Cabral
(signature) **Zoning Staff Assistant**

For Town Clerk's use only

Please sign one:

VS This notice has been posted at least forty-eight (48) hours in advance, exclusive of Saturdays, Sundays and legal holidays

_____ The Town Clerk has been informed by the relevant Chair that the above meeting addresses an emergency that requires immediate action (as described in the list of topics), and that this notice has been posted as soon as was reasonably possible

_____ This notice has been rejected as untimely, with no emergency basis given

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**TOWN OF DARTMOUTH
ZONING BOARD OF APPEALS**

Telephone: 508-910-1868

AGENDA

Meeting Date: Tuesday, September 2, 2014 **Time:** 6:30 P.M.
Location: Room 304 - Town Office Building, 400 Slocum Road, Dartmouth, MA

- Open Meeting- Pledge the Flag - Moment of Silence

ADMINISTRATIVE

- Review and Approval of Minutes

PUBLIC HEARINGS

CONTINUED CASE

SPECIAL PERMIT CASE: 2014-21

Petitioner/Applicant: New Cingular Wireless PCS, LLC ("AT&T")

Representative(s): Elisabeth Rutkowski of TRM and Edward Pare, Jr., Esq.

Property Owner(s): Town of Dartmouth, Department of Public Works

Subject Property: 1048 Allen Street in Single Residence A District, Map 148, Lot 83

Petitioner is seeking a SPECIAL PERMIT in order to allow the installation of a new telecommunications facility, 12 panel antennas at a top height of 103' on existing Water Tank with associated equipment and cables, and the installation of an equipment shelter and generator on a 11'5"x24' concrete pad at ground level within the existing fenced compound area on the subject property. The subject property is located at 1048 Allen Street in the Single Residence A District and identified on Assessor's Map 148 as Lot 83. Property owners are the Town of Dartmouth, DPW. Information is on file in the office of the Board of Appeals and may be seen upon request. (Section 4A.310-Telecommunications Facility; Section 3B.203-Expansion of Non-Conforming Structures For Uses Other Than One or Two Family Structures and Section 38-Permission of The Board of Appeals)

SPECIAL PERMIT CASE NO: 2014-25

Petitioner/Applicant(s): Paul Botelho and Debra Pavao-Botelho

Property Owner(s): Paul Botelho and Debra Pavao-Botelho

Subject Property: 4 Isaac Circle in Single Residence B District, Map 109, Lot 52

The Petitioners/Applicants, PAUL BOTELHO and DEBRA PAVAO are seeking a SPECIAL PERMIT to allow to construct a proposed 8' x 40' wooden deck farmer's porch attached to the front of existing home. The subject property is located at 4 Isaac Circle in the Single Residence B District and identified on Assessor's Map 109 as Lot 52. Information is on file in the office of the Board of Appeals and may be seen upon request. (Section 4B.300-Special Permit Uses; Section 4B.403-Frontages and Section 4B.404-Setbacks)

VARIANCE CASE NO: 2014-26

Petitioner/Applicant(s): Richard Rheaume/Prime Engineering

Representative(s): Richard Rheaume/Prime Engineering

Property Owner(s): Bradie C. Metheny and Betty Diane Metheny

Subject Property: 572 Elm Street in the General Residence District, Assessor's Map 121, Lot 104

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The Petitioner, RICHARD RHEAUME/PRIME ENGINEERING, is seeking VARIANCES to allow the use of the detached dwelling unit behind the existing garage as an accessory apartment with kitchen and bathroom facilities. The accessory apartment does not meet current setbacks as the front yard setback is 17.5' where 20 feet is required. The subject property is located at 572 Elm St. in the General Residence District and identified on Assessor's Map 121 as Lot 104. Information is on file in the office of the Board of Appeals and may be seen upon request. (Section 5.204D & 5.204E-Accessory Apartments, Section 5.219-Accessory Uses and Section 5.302-Accessory Buildings or Structures with Kitchen and Bathroom Facilities)

SPECIAL PERMIT and VARIANCE CASE NO: 2014-28

Petitioner/Applicant(s): John Kelly and Kerri Kelly

Property Owner(s): John Kelly and Kerri Kelly

Representative(s): Kevin Caldwell

Subject Property: 103 Wilson Street in the General Residence District, Assessor's Map 127, Lot 35

The Petitioners, John Kelly and Kerri Kelly are seeking a SPECIAL PERMIT and VARIANCE to construct a 12'x12' pool house (with an additional 12' overhang for shade on the South, East and West sides) with a 10' setback from a paper street (Joyce St) where 20' is required by zoning, and to allow to bring water to the pool house. The property is located at 103 Wilson Street in the General Residence District and identified on Assessor's Map 127 as Lot 35. Information is on file in the office of the Board of Appeals and may be seen upon request. (Section 5.302-Accessory Buildings or Structures with Kitchen and Bathroom Facilities and Section 5.404-Setbacks)

Adjournment

ANNOUNCEMENTS

Next Zoning Board of Appeals Meeting has been scheduled for Tuesday, September 30, 2014 at 6:30 p.m.