

DARTMOUTH

MASSACHUSETTS



OFFICE OF THE TOWN CLERK

400 SLOCUM ROAD
DARTMOUTH, MA 02747

TOWN CLERK

LYNN M. MEDEIROS

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2014 DEC 16 AM 11 57
DARTMOUTH TOWN CLERK

RECEIVED

**TOWN OF DARTMOUTH
NOTICE OF OPEN MEETING**

THIS NOTICE SATISFIES THE REQUIREMENTS OF GENERAL LAWS, CHAPTER 30A, SECTION 20

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: 6:15 AM PM (circle one)

Date: Tuesday, January 6, 2015 (please write out)
(day of week, month, day year)

Location: Room 304, 400 Slocum Rd, Dartmouth
(street address, including building name and room number, if applicable)

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

See Attached

Agenda

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

Chair: JACKY FIGUEIREDO
(print name)

[Signature]
(signature)

For Town Clerk's use only

Please sign one:

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

TOWN OF DARTMOUTH
Office of the Zoning Board of Appeals
400 Slocum Road, Town Office Building, Dartmouth, MA 02747
508-9190-1868; zba@town.dartmouth.ma.us
ZONING BOARD OF APPEALS AGENDA
TIME: 6:15P.M.

RECEIVED
2014 DEC 16 AM 11:57
DARTMOUTH TOWN CLERK

Meeting Date: Tuesday, January 6, 2015
Location: Room 304 - Town Office Building, 400 Slocum Road, Dartmouth, MA
• Open Meeting- Pledge the Flag - Moment of Silence

ANNOUNCEMENTS

The next scheduled meeting date for the Board of Appeals is Tuesday, January 20, 2014 at 6:15 p.m.

ADMINISTRATIVE

- Review Administrative Minutes of December 9, 2014
- Review Minutes from Case #2014-38, 60 Chestnut Street: Special Permit
- Review Minutes from Case #2014-41, 2 Kirkat Way: Special Permit
- Review Minutes from Case #2014-22, 300 Gulf Road, continued from November 5, 2014

PUBLIC HEARINGS

Continued Case from December 9, 2014

SPECIAL PERMIT and VARIANCE CASE: 2014-22

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

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

Property Owner(s): Thistle Trust LLC

Subject Property: 300 Gulf Road

Petitioner is seeking a SPECIAL PERMIT and VARIANCES in order to allow the installation, operation and maintenance of a new telecommunications facility described as a 150 foot above-ground level monopole and 40' x 40' fenced in compound area for AT&T and future co-locators. The subject property is at 300 Gulf Road in the Maritime/Marine Industrial District and identified on Assessor's Map 35, Block 6 as Lot 3 and property owners are Thistle Trust LLC. Information is on file in the office of the Board of Appeals and may be seen upon request. (Section 13.210-Wireless Communications Sites; Sections 13.300, 13.301, 13.302, 13.307 and 13.310-Development Standards; Section 26.200-Setbacks; Section 36.200-Variances; and Section 36.300-Use Variances)

AMENDMENT TO SPECIAL PERMIT/VARIANCE: #2014-43

Petitioner/Applicant: 166 Chase Road Realty Trust, Leonard J. Boyce, Trustee

Representative: Attorney Daniel C. Perry of Perry, Hicks, Deshaies & Mello, LLP

Subject Property: 166 Chase Road in Single Residence B District, Map 45, Lots 29

Petitioner, 166 Chase Road Realty Trust, Leonard J. Boyce, Trustee is seeking an AMENDMENT to a SPECIAL PERMIT Case #2011-14 and VARIANCE/SPECIAL PERMIT Case #1995-2. The property is located at 166 Chase Road in the Single Resident B, Zone II Aquifer and identified on Assessor's Map 45 as Lot 29. Information is on file in the office of the Board of Appeals and may be seen upon request.

SPECIAL PERMIT AND VARIANCE: #2014-44

Petitioner/Applicant: A&A Jewelers

Representative(s): SITEC, Inc. (Steven D. Gioiosa)

Property Owner(s): Top-Deb, Inc.

Subject Property: 279 State Road

Petitioner is seeking to expand the existing parking lot and is seeking a **SPECIAL PERMIT** pursuant to (1) Section 20.601 Aquifer Protection District: Special Permit Uses; and (2) Section 3B.105 Non-Conforming Uses, Structures and Lots: Expansion or Change of Non-Conforming Uses Other Than One or Two Family Residential Uses. The applicant is also seeking a **VARIANCE** pursuant to Section 16.0-Parking Regulations. The property is located at 279 State Road in the General Business District and identified on Assessor's Map 167 as Lot 103. Information is on file in the office of the Board of Appeals and may be seen upon request.

VARIANCE/CHANGE OF USE VARIANCE: #2014-45

Petitioner/Applicant: 10A Bridge Street Realty Trust, L.L.C.

Representative: Attorney Peter C. Bullard

Subject Property: 321 Elm St in General Residence District, Map 117, Lot 179

Petitioner, 10A Bridge Street Realty Trust, L.L.C., is seeking **VARIANCE/CHANGE OF USE VARIANCE**. The applicant is proposing to convert the space to retail/professional office and residential space. The property is located 321 Elm Street, Dartmouth MA in the General Residence District and identified on Assessor's Map 117 as Lot 179. Information is on file in the office of the Board of Appeals and may be seen upon request. (Section 5.408, Signs; 5.20 Allowed Uses; 16.2 Parking; 5.406 Percentage of Lot Coverage; and 5.409 Lighting)

Adjournment of Meeting