

DARTMOUTH

MASSACHUSETTS



OFFICE OF THE TOWN CLERK

400 SLOCUM ROAD
DARTMOUTH, MA 02747

TOWN CLERK
LYNN M. MEDEIROS

TEL: 508 910-1800 • FAX: 508 910-1894
lmedeiros@town.dartmouth.ma.us

**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 20, 2015 (please write out)
(day of week, month, day year)

Location: 400 Slocum Rd, Room 304 Town Hall Bldg.
(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: Dorcas M. Wicks Jr LYNN M. MEDEIROS
(print name) (signature)

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

RECEIVED
2015 JAN 9 PM 2 03
DARTMOUTH TOWN CLERK

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
2015 JAN 9 PM 2 03
DARTMOUTH TOWN CLERK

Meeting Date: Tuesday, January 20, 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, February 3, 2015 at 6:15 p.m.

ADMINISTRATIVE

- Review Administrative Minutes of January 6, 2015
- Review Minutes from case 2014-22 300 Gulf Road: Continued
- Review Minutes from case 2014-43 166 Chase Road: Amendment to Special Permit #2014-14
- Review Minutes from case 2014-44 279 State Road: Special Permit and Variance
- Review Minutes from case 2014-45 321 Elm Street: Variance/Change Use Variance

PUBLIC HEARINGS

Continued Case from January 6, 2015

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)

ADMINISTRATIVE APPEAL: 2014-42

Petitioner/Applicant: Mary Robinson

Representative: Richard E. Burke, Jr. Attorney

Subject Property: 769 State Road

Petitioner is seeking an **Administrative Appeal** to appeal the determination of Paul Murphy, Director of Inspectional Services, that the processing and stock piling of materials uses for property located at 769 State Road is not an allowed use. The subject property identified on Assessor's Map 163, Lot 57 is located in the General Business District. Information is on file in the office of the Board of Appeals and may be seen upon request. (M.G.L. Ch. 40A §7 and §8)

SPECIAL PERMIT CASE: 2014-46

Petitioner/Applicant: Scott Lopes

Representative: SITEC, Inc.

Subject Property: 8 Edgeworth Street

Petitioner is seeking a **SPECIAL PERMIT** to construct a second floor and additions to an existing single family dwelling. The property is located 8 Edgeworth Street in the General Business District and identified on Assessor's Map 133 Lot 216. Information is on file in the office of the Board of Appeals and may be seen upon request. (Sections 3B.200, 3B. 202, 3B. 301, Non-Conforming Uses, Structures and Lots)

VARIANCE: 2014-48

Petitioner/Applicant: Michael R. Bachstein

Representative: Christopher T. Saunders, Attorney

Subject Property: 44 Middle Street

Petitioner is seeking a **VARIANCE/CHANGE OF USE VARIANCE** in order to covert an existing detached garage to an accessory apartment, where the existing detached structure was expanded in 2012 and the lot is less than the required minimum lot size, under the by-laws (Section 5.204(D) and Section 5.204(L)). The property is located at 44 Middle Street in the **GENERAL RESIDENCE DISTRICT** and identified on Assessor's Map 117 as Lot 90. Information is on file in the office of the Board of Appeals and may be seen upon request.

Adjournment of Meeting