

OPINION OF THE BOARD

This is a proceeding of the Zoning Board of Appeals of the Town of Medway, MA (hereinafter the Board) acting under the Zoning By-Laws of the Town of Medway, MA, 02053 and the Massachusetts General Law Chapter 40A, as amended, in which the petitioner, Centerline Communications/Derek Patton, requests a Special Permit (V.S) to remove the existing (6) antennas and replace with (3) new antennas, along with related ground equipment, at the existing wireless communications facility located at 35 West Street, Medway, MA 02053

Hearing

Notice of the Public Hearing by the Zoning Board of Appeals in this matter was published in the Milford Daily News on July 3 and 10th, 2013. Notice also was sent to all “parties in interest” and posted in the Town Hall as required by Massachusetts General Laws Chapter 40A, Section 11.

The Public Hearing was held, and the record closed, July 17, 2013. At the hearing, no one spoke in favor of; nor did anyone speak in opposition to the application.

Hearing Summary

The Applicant, Centerline Communications, represented by Derek Patton and Peter LaMontagne, came before the board to request a Special Permit (V.S) to modify its client’s, Sprint Spectrum, LP, existing wireless communications facility at 34 West Street and located within the INDII zoning district. The property contains an existing facility mounted on a utility pole with the Applicants antennas installed approximately 122’ above ground level on the existing structure. The Applicant seeks to modify its personal communications system on the property and the existing facility. The existing facility currently consists of six (6) panel antennas attached to the structure which would be removed and replaced by three (3) new antennas. The new antennas will be connected by new cables routed through the interior of the existing powermount to existing ancillary equipment housed within ground cabinets, which would also be replaced. There will be no significant change to physical appearance, or will not cause any additional noise or any other nuisance, will not alter traffic on the roadways, storm water run-off, or the environment. Furthermore, the proposed modifications will have a minimal aesthetic impact, if any.

Findings:

By vote of 4-0

1. The Petitioner demonstrated substantive compliance with all requirements of Section V.S.2 of the Medway Zoning By-Law.
2. The site is the preferred location as outlined in Section V.S.3.b of the Medway Zoning By-Law.

3. The grant of a Special Permit would not cause substantial detriment to the public good.
4. The Grant of the requested Special Permit to the applicant would not be inconsistent with any of the criteria set forth in Section III.J of the Medway Zoning By-Law.

Granted

By Vote of 4-0

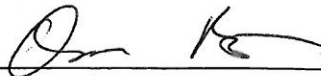
A Special Permit is granted to Centerline Communications to modify the existing wireless communications facility (Sprint Spectrum, LP) at 34 West St. in accordance with the application and supporting materials presented.

The Board hereby makes a detailed record of its findings and proceedings relative to this petition, sets forth its reasons for its findings and decision, incorporates by reference any plan or diagram received by it, directs that this decision be filed in the office of the Town Clerk and be made a public record and that notice and copies of its decision be made forthwith to all parties or persons interested.

IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAW, CHAPTER 40A, SECTION 11 NO VARIANCE, SPECIAL PERMIT OR CONSTRUCTIVE GRANT OF A VARIANCE TAKES EFFECT UNTIL RECORDED IN THE REGISTRY OF DEEDS.



David Cole, Chairman



Anthony Biocchi



Carol Gould



Arlene Doherty

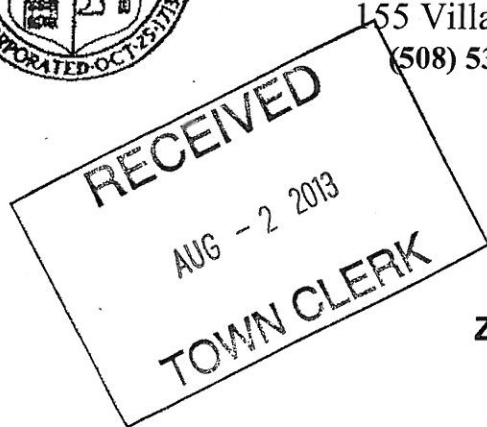


Town of Medway

ZONING BOARD OF APPEALS

155 Village Street, Medway MA 02053
(508) 533-3264 • FAX: (508) 321-4988

David J. Cole, Chairman
Anthony Biocchi, Member
Carol Gould, Member
Arlene Doherty, Member
Sandy Trufant, Secretary



TOWN OF MEDWAY

ZONING BOARD OF APPEALS

Notice is hereby given that the Zoning Board of Appeals of the Town of Medway will conduct a public hearing on Wednesday, August 21, 2013 in Sanford Hall, 155 Village St., Medway, MA.

1. At 7:45 PM– The Applicant GCCF New England, LLC, c/o Cumberland Farms request a variance allowing construction of a free standing sign with 30 S.F. on each sign face and further seeks a variance allowing the free standing sign to be lighted internally, located at the intersection of route 109 and 38 Summer Street, Medway, MA.
2. At 8:00 PM - The Applicant Centerline Communications/Derek Patton requests a Special Permit V-Section 5 to remove (9) antennas and replace with (3) new antennas on existing utility poles, along with related equipment, no changes to physical appearance. Located at 40 Hill Street, Medway, MA.

ZONING BOARD OF APPEALS
Medway, MA
August 7 and 14th