City of New Bedford, Massachusette FOR BUILDING DEPT. USE DATE RECEIVED: **Building Department** RECEIVED BY: 9.4 Application for Plan Examination ISSUED BY: and Building Permit IMPORTANT — COMPLETE ALL ITEMS — MARK BOXES WHERE APPLICABLE — PRIN (AT LOCATION) 984 SHAROLL ISTACETY AND _ LOT 21 DISTRICT MUE ACCEPTED STREET II. TYPE AND COST OF BUILDING - all applicants complete parts A through D - PRINT A TYPE OF IMPROVEMENT D1 PROPOSED USE - For demolition most recent use Residential 1 New Building 13 One family 19 Amusement, recreational 2 Addition (II residential, enter number of new housing 14 X Two or more family — Enter 20 Church, other religious units added, if any, in Part D, 14) number of units Alteration (if residential, enter number of new 21 Industrial housing units added, if any, in Part D, 14) 15 Transient hotel, motel, or 22 Parking garage dormitory - Enter number 4 Aepair, replacement of units 23 Service station, repair garage Garage Demolition (If multifamily residential, enter number of units in building in Part D. 14, if non-residential, 24 Hospital, institutional indicate most recent use checking D-18 - D-32) 25 Office, bank, professional 6 Moving (relocation) 26 Public utility 7 Foundation only School, library, other educational D.2. Does this building contain asbestos? B. OWNERSHIP _ Stores, mercantile YES NO If yes complete the following: 8 Private (individual, corporation, nonprofit institution, etc.) 29 Tanks, towers Name & Address of Asbestos Removal Firm: 30 Li Funeral homes 9 Public (Federal, State, or local government) 31 Food establishments Submit copy of notification sent to DECE and the State Dept. of Labor & Industries and results of air 32 Other - Specify (Omit cents) s 700,00000 10. Cost of construction sample analysis after asbestos removal is completed. To be installed but not included in D3 Non-residential — Describe in detail proposed use of buildings, e.g., food processing plant, the above cost machine shop, laundry building at hospital, elementary school, secondary school, college, parochial school, parking garage for department store, rental office building, office building, office building, a. Electrical b. Plumbing at industrial plant. If use of existing building is being changed, enter proposed use. c. Heating, air conditioning d. Other (elevator, etc.) 11. TOTAL VALUE OF CONSTRUCTION 12. TOTAL ASSESSED BLDG. VALUE..... For new buildings complete part E through L. For demolition, complete only parts G; Hr& I. III. SELECTED CHARACTERISTICS OF BUILDING -For all others, (additions, alterations, repair, moving, foundation), complete E through L. E. PRINCIPAL TYPE OF FRAME J. DIMENSIONS G. TYPE OF SEWAGE DISPOSAL 33 Masonry (wall bearing) 43 Public or private company 53 Number of stories 34 Wood frame 44 Private (septic tank, etc.) 55 Total square feet of floor erea, 35 Structural steel all floors based on exterior dimensions H. TYPE OF WATER SUPPLY 56 Building length Reinforced concrete 45. Public or private company 57 Building width 37 Other - Specify 58 Total sq. ft. of bldg. footprint 46 Private (well, cistern) 59 Front lot line width F. PRINCIPAL TYPE OF HEATING FUEL I. TYPE OF MECHANICAL 60 Rear tot line width 38 Gas 61 Depth of lot Is there is fire sprinkler system? GONG 62 Total sq. ft. of tot size 39 Oil ATE YES 63 % of lot occupied by bldg. (53+62) Will there be central air conditioning? 40 Electricity 64 Distance from lot line (front) 49 Yes 41 Coal 65 Distance from lot line (rear) Will there be an elevator? 68 Distance from lot line (left) 42 Other — Specify 67 Distance from lot line (right)

5476. Minimize unreasonable departure from the character, materials, and scale of buildings in the vicinity, as viewed from public ways and places.

5477. Minimize contamination of groundwater from on-site wastewater disposal systems or operations on the premises involving the use, storage, handling, or containment of solid and liquid wastes and hazardous substances;

5478. Ensure compliance with the provisions of this Zoning Ordinance.

5479. Minimize damage to existing adjacent public ways.

5479A. Promote orderly and reasonable internal circulation within the site so as to protect public safety and not unreasonably interfere with access to a public way or circulation of traffic on a public way in general.

(Ord. of 12-23-03, § 1)

5480. Lapse. Site plan approval shall lapse after one year from the final approval if a substantial use in accordance with such approved plans has not commenced except for good cause. Such approval may, for good cause, be extended in writing by the Planning Board upon the written request of the applicant, within this one-year period.

(Ord. of 12-23-03, § 1)

5490. **Regulations.** The Planning Board may adopt and from time to time amend reasonable regulations for the administration of these Site Plan guidelines.

(Ord. of 12-23-03, § 1)

5490A. Fee. The Planning Board may, from time to time, adopt reasonable administrative fees and technical review fees for site plan review.

(Ord. of 12-23-03, § 1)

5490B. Appeal. Any person aggrieved by a decision of the Planning Board rendered pursuant to Section 5400 may appeal such decision to the Zoning Board of Appeals as provided in M.G.L.A. c. 40A, § 8.

(Ord. of 12-23-03, § 1)

contemplated for the property and a summary of the provisions of any ownership or maintenance thereof, identification of all land that will become common or public land, and any other evidence necessary to indicate compliance with this Ordinance.

5454. The site plan shall be accompanied by drainage calculations by a registered professional engineer as well as wetland delineations, if applicable. Storm drainage design must conform to City of New Bedford subdivision regulations.

5455. The Planning Board may require a DIS as set forth in Section 5300, above.

5456. Certification that the proposal is in compliance with the provisions, if applicable, of the Americans with Disabilities Act and the Massachusetts Architectural Barriers Board.

(Ord. of 12-23-03, § 1)

5460. Waivers. The Planning Board may, upon written request of the applicant, waive any of the submittal or technical requirements of Section 5430 and 5440 where the project involves relatively simple development plans.

(Ord. of 12-23-03, § 1)

5470. Approval. Site Plan approval shall be granted upon determination by the Planning Board that the plan meets the following objectives: The Planning Board may impose reasonable conditions at the expense of the applicant, including performance guarantees, to promote these objectives. Any new building construction or other site alteration shall provide adequate access to each structure for fire and service equipment and adequate provision for utilities and stormwater drainage consistent with the functional requirements of the Planning Board's Subdivision Rules and Regulations. New building construction or other site alteration shall be designed in the Site Plan, after considering the qualities of the specific location, the proposed land use, the design of building form, grading, egress points, and other aspects of the development, so as to:

5471. Minimize: the volume of cut and fill, the number of removed trees six-inch caliper or larger, the length of removed stone walls, the area of wetland vegetation displaced, the extent of stormwater flow increase from the site, soil erosion, and the threat of air and water pollution;

5472. Maximize: pedestrian and vehicular safety to and from the site;

5473. Minimize obstruction of scenic views from publicly accessible locations;

5474. Minimize visual intrusion by controlling the layout and visibility of parking, storage, or other outdoor service areas viewed from public ways or premises which are residentially used or zoned;

5475. Minimize glare from vehicle headlights and lighting fixtures;

5450. Contents of Plan. The contents of the site plan are as follows:

5451. Plan sheets prepared at a scale of one inch equals forty (40) feet or such other scale as may be approved by the Planning Board. The plans are as follows:

5451.a. Site layout, which shall contain the boundaries of the lot(s) in the proposed development, proposed structures, general circulation plan for vehicles and pedestrians, drive-thru windows, curb cut locations, parking, fences, walls, walks, outdoor lighting including proposed fixtures, loading facilities, solid waste storage locations, and areas for snow storage after plowing. The first sheet in this plan shall be a locus plan, at a scale of one inch equals one hundred (100) feet, showing the entire project and its relation to existing areas, buildings and roads for a distance of one thousand (1,000) feet from the project boundaries or such other distance as may be approved or required by the Planning Board.

5451.b. Topography and drainage plan, which shall contain the existing and proposed final topography at two-foot intervals and plans for handling stormwater runoff drainage.

5451.c. Utility plan, which shall include all facilities for refuse and sewerage disposal or storage of all these wastes, the location of all hydrants, fire alarm and firefighting facilities on and adjacent to the site, all proposed recreational facilities and open space areas, and all wetlands including floodplain areas.

5451.d. Architectural plan, which shall include the ground floor plan, proposed exterior building materials, treatments and colors and architectural elevations of all proposed buildings and a color rendering where necessary to determine the proposal's affect on the visual environment.

5451.e. Landscaping plan, showing the limits of work, existing tree lines as well as those tree lines to remain, and all proposed landscape features and improvements including screening, planting areas with size and type of stock for each shrub or tree, and including proposed erosion control measures during construction.

5451.f. Lighting plan showing the location and orientation of all existing and proposed exterior lighting, including building and ground lighting. The plan shall note the height, initial foot-candle readings on the ground and the types of fixtures to be used.

5452. The site plan shall be accompanied by a written statement indicating the estimated time required to complete the proposed project and any and all phases thereof. There shall be submitted a written estimate, showing in detail the costs of all site improvements planned.

5453. A written summary of the contemplated project shall be submitted with the site plan indicating, where appropriate, the number of dwelling units to be built and the acreage in residential use, the evidence of compliance with parking and off-street loading requirements, the forms of ownership

shall be a vote of a majority of the members of the Planning Board and shall be in writing. No building permit, for activities requiring site plan approval, shall be issued by the Inspector of Buildings without the written approval of the site plan by the Planning Board.

5431. Application for Building Permit. An application for a building permit to perform work as set forth in Section 5410 available as of right shall be accompanied by an approved site plan.

5432. Application for Special Permit or Variance. An application for a special permit or a variance to perform work as set forth in Section 5420 shall be accompanied by an approved site plan; in the alternative, any special permit or variance granted for work set forth in Section 5420 shall contain the following condition and cause the same to be written on such special permit or variance:

The work described herein requires the approval of a site plan by the New Bedford Planning Board pursuant to <u>Section 5400</u> of the Zoning Ordinance. Any conditions imposed in such site plan approval shall also be conditions of this special permit/variance.

5433. Where the Planning Board approves a site plan "with conditions", and said approved site plan accompanies a special permit or variance application to the Board of Appeals, the conditions imposed by the Planning Board shall be incorporated into the issuance, if any, of a special permit or variance by the Board of Appeals.

5434. Where the Planning Board serves as the special permit granting authority for proposed work, it shall consolidate its site plan review and special permit procedures.

5435. The applicant may request, and the Planning Board may grant by majority vote of its' membership, an extension of the time limits set forth herein.

5436. No deviation from an approved site plan shall be permitted without modification thereof.

5437. Site plan approval does not constitute a certification that the proposed plan conforms to applicable zoning regulations, wetland regulations and/or any other City, state or federal requirements that must be obtained prior to implementation the of elements of the site plan.

(Ord. of 12-23-03, § 1)

5440. Preparation of Plans. Applicants are invited to submit a pre-application sketch of the proposed project to the Planning Department and are encouraged to schedule a pre-submission meeting with the Planning Department. Site Plans shall be submitted on 24-inch by 36-inch sheets. Plans shall be prepared by a Registered Professional Engineer, Registered Land Surveyor, Architect, or Landscape Architect, as appropriate. Dimensions and scales shall be adequate to determine that all requirements are met and to make a complete analysis and evaluation of the proposal. All plans shall have a minimum scale of 1" = 40'.

(Ord. of 12-23-03, § 1)

5400. - SITE PLAN REVIEW.

5410. Purpose. The purpose of this Section is to provide for individual detailed review of development proposals which have an impact on the natural or built environment of the City in order to promote the health, safety and general welfare of the community; to ensure adequate parking, safe and accessible pedestrian and vehicular circulation; and to minimize traffic impact on City streets.

(Ord. of 12-23-03, § 1)

5420. Applicability. The following types of activities and uses require site plan review by the Planning Board:

5421. Any new industrial or commercial construction or expansion over two thousand (2,000) gross square feet or any new industrial or commercial construction or expansion requiring more than five (5) additional parking spaces;

5422. New multiple-family residential construction of three (3) or more units or expansion of existing multifamily residential structures resulting in the creation of one or more additional units.

5423. Any new construction or expansion of existing construction where a drive-thru window for any service including self-service is proposed; and any expansion of a structure presently containing a drive-thru; or any facility currently containing a drive-thru, at which the owner or operator of the drive-thru is altered or changed; or at which the drive-thru is closed for a period of 10 days or more and to be reopened.

5424. Any residential subdivision which is submitted under the subdivision control process;

5425. New industrial or commercial construction or additions less than two thousand (2,000) square feet if requiring a new curb cut or driveway or if substantially affecting existing internal circulation.

5426. Driveways in residential areas which require more than one new curb cut.

5427. Commercial or industrial ground signs.

(Ord. of 12-23-03, § 1; Ord. of 12-31-08, § 1)

5430. Procedures. Applicants for site plan approval shall submit seventeen (17) copies of the site plan to the Planning Board for distribution to City departments and commissions for their review. The Planning Board shall review and act upon the site plan, with such conditions as may be deemed appropriate and notify the applicant of its decision. In the event two (2) meetings have lapsed after the application for site plan approval is filed, without the Planning Board taking action on said site plan said Applicant may file a statement with the Board that the Board has received complete information in accordance with this Ordinance and has had adequate time to consider the Site Plan. Upon receiving said statement, the Planning Board shall act on said Site Plan at its next meeting, if said Board determines that the Board has, in fact, received complete information in accordance with this Ordinance. The decision of the Planning Board

APPENDIX C - TABLE OF PARKING AND LOADING REQUIREMENTS

USE	PARKING REQUIREMENTS	LOADING REQUIREMENTS
One-family dwelling Two-family dwelling Multi-family (3) or more per structure	Two (2) spaces per dwelling unit Two (2) spaces per dwelling unit	One (1) loading space for each multifamily dwelling containing more than ten (10) dwelling units, or more than twenty (20) housekeeping units
Hotel, motel, bed and breakfast, rooming or boarding or lodging house, tourist home, dormitories, or other nonfamily residence accommodations, excluding group homes	One (1) space per each employee per shift, who does not reside on the premises; one (1) space per guest room, dwelling parking requirements, if applicable	One (1) loading space for each building containing more than 20 guest rooms
Offices: General, professional, business, banks, medical clinics and laboratories, radio and television stations; office of non-profit educational, cultural, or charitable organizations	One (1) space per each 200 sq. ft. of gross floor area but not less than two (2) spaces for each business unit intended to occupy the premises. After 10,000 sq. ft. of gross floor area, one space for every 1,000 sq. ft. of gross floor area	One (1) loading space for each building containing 10,000 sq. ft. or more of gross floor area. Two (2) loading spaces for 100,000 sq. ft. or more of gross floor area

3100. - PARKING AND LOADING.

3110. Applicability. Every building erected, enlarged, converted, or relocated and each use or change of use of land shall be provided with off-street parking spaces and off-street loading spaces in accordance with Section 3130, Table of Parking Requirements.

3111. In the event of the enlargement of a structure existing on the effective date of the ordinance from which this Section is derived, or the construction or relocation of additional structures on a lot, after such effective date, the regulations of this Section shall apply only to the enlargement, construction or relocation thereof, except that any off-street parking and off-street loading facilities established to serve any buildings and any uses prior to such effective date shall not be reduced below the required number.

3112. For a building or premises used for combined purposes, the number of off-street parking spaces and off-street loading spaces shall be determined as the sum of the required number of spaces in each component of the combined use.

3113. Where the computation of required parking spaces and loading spaces result in a fractional number, the required parking spaces shall be the next whole number.

(Ord. of 12-23-03, § 1)

3120. Special Permit. Any parking or loading requirement set forth herein may be reduced upon the issuance of a special permit by the Planning Board if the Board finds that the reduction is not inconsistent with public health and safety, or that the reduction promotes a public benefit. Such cases might include:

- 3121. Use of a common parking lot for separate uses having peak demands occurring at different times;
- 3122. Age or other characteristics of occupants of the facility requiring parking which reduces auto usage;
- 3123. Peculiarities of the use which make usual measures of demand invalid;
- 3124. Availability of on-street parking or parking at nearby municipally owned facilities.
- 3125. Where a special permit is granted, a reserve area, to be maintained indefinitely as landscaped open space, may be required sufficient to accommodate the difference between the spaces otherwise required and the spaces reduced by special permit. The parking/site plan shall show (in dotted outline) how the reserve area would be laid out in to provide the otherwise required number of spaces.

(Ord. of 12-23-03, § 1)

3130. Table of Parking and Loading Requirements. See Appendix C.

(Ord. of 12-23-03, § 1)

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					20%						haranto labar
					20%						
-					20%						
_		11			20%						
1000	residential	district; 0	for other	nses	35% for	nses	allowed in	residential	districts; 0	for other	nses
					35%						
					35%						
					35%						
					35%						
					Green Space						

¹Provided, however, that no part of any building shall be erected to a height in excess of 1¾ times the horizontal distance from its face to the opposite street line. ²Provided, however, that no story or part of any building except projecting eaves or uncovered steps shall be erected nearer to the street adjoining lots, the front yard for a building shall have a depth equal to the average of the front yard depths of the two (2) adjoining lots. A building hereafter erected between two (2) existing buildings or immediately adjacent lots to set back from the street a greater distance case this distance shall not be considered in determining the front yard depths on such street. Nothing in this chapter shall require any lot without a building shall be counted as having a front yard of the depth required by this chapter. If there are no existing buildings on the same side of the street, the average setback alignment of corresponding stories within two hundred (200) feet on each side of and directly opposite the lot shall govern. One street frontage of a corner lot shall have a clear depth of no less than ten (10) feet, in which line of any street on which it fronts than the average alignment of the corresponding stories or parts of existing buildings within two hundred (200) feet on each side of the lot and within the same block and district. Where there is a building on one or both of the than that one of such two (2) existing buildings which is farther from the street line

(Ord. of 12-23-03, § 1; Ord. of 11-27-13, § 1)

	10 for 1-2 story buildings; 20 feet for 3 or more stories	20
	25	20
	25 1	20
	25	20
	25	20
uses, 10 on any side where adjacent lot is in a residential district or used for residential	uses allowed in residential district; for other uses, 10 for 1-2 story buildings; 20 feet for 3 or more stories	30; 40 on corner lots for uses allowed in
	30	30; 40 on corner lots
	30	30; 40 on comer lots
	30	30; 40 on corner lots
	30	30; 40 on comer lots
	Rear Yard (ft.)	Lot Coverage by Buildings (%)

		0-	10
	_	25	25
	_	25	. 25
		55	25
	. ~	25	.22
sesn	2.5 for uses allowed in residence A or B; 4 for three or more family; 7 for other allowed uses	20 for uses allowed in residential district ¹ ; 0 for other allowed uses	10 on one side, 12 on the other for uses allowed in residential district; for other
	2.5; 3 for religious, educational, or institutional buildings	405	16 on one side; 24 on the other
	4	202	10 on one side; 12 on the other
	2.5; 3 for religious, educational, or institutional buildings	202	10 on one side; 12 on the other
	2.5; 3 for religious, educational, or institutional buildings	202	10 on one side; 12 on the other
	Height of Buildings (# stories)	Front Yard (ft.)	Side Yard (ft.)

_1	T Property of the second secon	
	0	1001
	0	1001
	0	1001
	0	1001
	0	25
sq. feet for three or more family	75 for uses allowed in RA; 100 for two family; 150 for 3 or more family; 0 for other allowed uses	45 for single or two family; 60 for three family, 100 ¹ for other allowed
	150	35; 60 for religious, educational, or institutional buildings
family; 1 per 1,000 sq. feet for three or more family	75 for uses allowed in RA; 100 for two family; 150 for 3 or more family	09
	75 for uses allowed in RA; 100 for two family	45; 60 for religious, educational, or institutional buildings
	75	45; 60 for religious, educational, or institutional buildings
	Lot Frontage (ft.)	Height of Buildings (ft.)

APPENDIX B - TABLE OF DIMENSIONAL REGULATIONS
DISTRICTS

REQUIREMENT	RA	X B	RC	RAA	MUB	PB	₹	<u> </u>	<u>U</u>	X
Minimum Lot	8.000	8.000 for	8 000	16,000	8 000 for	C	- C	c		
Size		uses	for		2921)))	>
(sq. ft.)		allowed in	uses		allowed in	4				
		RA; 10,000	allowed		residence	economic e de est		***************************************	B) 6 - 140 0 0 00	
		for two	in RA;		A; 10,000					
		family units	10,000	9	for two					
			for two		family			Professional and		
			family		units;			- 1		
			units;		15,000 for					
			15,000		3 or more					
			for 3 or		family	er manuar me				
			more		units	Action for a			a na majorita	
			family			ele y directalism				
			units							
Density of	1 per	1 per	1 per	1 per	1 per	N/A	N/A	N/A	N/A	N/A
Dwelling Units	10,000 sq.	10,000 sq.	10,000	16,000 sq.	10,000 sq.					
per Lot	Ĥ.	ft. for single	sq. ft.	Ĥ.	ft. for	a kinga agraphi a ting			***************************************	
		family; 1	for		single					
		per 5,000	single		family; 1			er de tress qualer		
		sq. feet for	family;		per 5,000				nomental in Law	
		two family	1 per		sd. feet			CT SPICE COME		
			2,000		for two			ed Families (Sec.)		
			sq. feet		family; 1			Contaction to an		
			for two		per 1,000	managaha managang		er ngir (a tant nem gens)		

2775. A cornice or belt course shall not project more than six (6) inches into any inner court.

(Ord. of 12-23-03, § 1)

2780. **Height of Buildings.** The provisions governing the height of buildings in Appendix B shall apply to chimneys, cooling towers, flagpoles, elevator bulkheads, skylights, ventilators, and other necessary appurtenant features usually carried above roofs; to domes, stacks or spires and also to wireless communications facilities.

(Ord. of 12-23-03, § 1)

2755. Side Yards. There shall be a side yard on every lot and it shall be at least ten (10) feet on one side and twelve (12) feet on the other side. The side yard shall be unobstructed from the line of the street to the rear lot line except that open porches, decks, steps, patios and pools (including any projections therefrom), which are located behind the dwelling within the rear yard, may extend to six (6) feet of a side lot line, driveways may extend to four (4) feet of a side lot line and storage sheds, which are located behind the dwelling within the rear yard may extend to eighteen (18) inches of a side yard unless a fence is erected on the property along the side yard line. In such case the storage shed may extend eighteen (18) inches of the fence or fence post whichever is closest. For all driveways, including those regulated under Section 2756, the area between a driveway and the side lot line shall be of a different material than the material used for the driveway and shall not be covered with an impervious surface or crushed stone.

Notwithstanding any provision to the contrary, any driveway existing prior to April 15, 2009, that is made of a material that creates an impervious surface, may be permitted for repair, resurfacing or reconstruction with substantially the same type of material provided that the dimensions of the driveway are not increased and the location of the driveway layout is not altered.

2756. Special Driveway Side Yard Requirements. For existing dwellings on lot sizes of less than five thousand (5,000) square feet, driveways shall not extend to the side lot line closer than ten (10) percent of the distance between the side lot line and the principle dwelling. For any driveway in excess of thirteen (13) feet in width, the provisions of Section 2755 regulating driveway setbacks shall apply and this section shall not apply.

(Ord. of 12-23-03, § 1; Ord. of 4-15-10, § 1; Ord. of 10-20-11, § 1; Ord. of 1-15-13, §§ 1, 2)

2760. Cornices and Belt Courses.

2761. A cornice shall not project more than one-third (1/3) of the width of a required open space.

2762. A belt course or other ornamental feature shall not project more than nine (9) inches into a required open space.

(Ord. of 12-23-03, § 1)

2770. Courts.

2771. If any part of a story of a nonresidence building is used for offices, studios or workshops which are not lighted from the street or the rear yard, there shall be a court starting not more than fifty (50) feet from the main exterior walls of that story.

2772. If any part of a story is used for living or sleeping rooms which are not lighted from the street or the rear yard, such court shall be required starting not more than two (2) rooms or thirty-five (35) feet from the main exterior walls of that story.

2773. An inner court shall be at least one-third (1/3) as wide as it is high, measured from the sills of the lowest windows served by it to the average level of the tops of the enclosing walls, and shall be at least twice as long as its required width or of an equivalent area, but no court shall be less than ten (10) feet in width.

2774. The minimum width of an outer court shall be double that required in this Section for an inner court.

(Ord. of 12-23-03, § 1)

2740. **Vision Clearance on Corner Lots in Residence Districts.** On a corner lot no fence, wall or structure more than three and one-half (3½) feet high above the plane of the established grades of the streets shall be erected on a front or side yard herein established which is included within the street lines of the intersecting streets and a straight line connecting said street lines at points which are twenty (20) feet distant from their point of intersection, measured along said street line, and no trees or hedges which will materially obstruct the view of a driver of a vehicle approaching the street intersection shall be placed or maintained within such area.

(Ord. of 12-23-03, § 1)

2750. Yards in Residence Districts.

2751. Front Yards. No story or part of any building except projecting eaves or uncovered steps shall be erected nearer to the street line of any street on which it fronts than the average alignment of the corresponding stories or parts of existing buildings within two hundred (200) feet on each side of the lot and within the same block and district. Where there is a building on one or both of the adjoining lots, the front yard for a building shall have a depth equal to the average of the front yard depths of the two (2) adjoining lots. A lot without a building shall be counted as having a front yard of the depth required by this Ordinance. If there are no existing buildings on the same side of the street, the average setback alignment of corresponding stories within two hundred (200) feet on each side of and directly opposite the lot shall govern. Nothing in this Ordinance shall require any story or part of a building to set back more than fifteen (15) feet from any street line. One street frontage of a corner lot shall be exempt from these provisions as provided in subsection 2752. The front yard of a lot shall remain clear of debris and junk.

2752. Where the alignment of a building is not controlled by subsection 2751, between every building and the line of the street upon which it fronts there shall be a front yard of a clear depth of fifteen (15) feet, except that on one side of a corner lot a yard of a clear depth of not less than ten (10) feet shall be provided, in which case this distance shall not be considered in determining the front yard depths on such street.

2753. Rear Yards. There shall be a rear yard on every lot and it shall be at least thirty (30) feet deep behind a dwelling, except that a ground story deck or porch, without a permanent roof, a patio, or a pool (including any projections therefrom) may extend to six (6) feet of a rear lot line. An unattached private garage may extend to four feet of a rear yard. A storage shed may extend to eighteen (18) inches of a rear yard unless a fence is erected on the property along the rear yard line. In such case the storage shed may extend to eighteen (18) inches of the fence or fence post whichever is closest. Unless referenced in this Code, nothing may be placed or constructed in or upon the ground within six (6) feet of a rear lot line. Notwithstanding the previous sentence, a fence may be constructed near or along a rear lot line and vegetation may also be planted within six (6) feet of a rear lot line.

2754. Where a lot is more than one hundred (100) feet deep, one-half (½) of the additional depth of the lot in excess of one hundred (100) feet shall be added to said rear yard depth; but in no case shall a rear yard depth in excess of forty (40) feet be required. The setbacks referenced in the previous section shall also apply to this Section.

2700. - DIMENSIONAL REGULATIONS.

2710. **General.** No structure shall be erected or used, premises used, or lot changed in size or shape except in conformity with the requirements of this Section, unless exempted by this Ordinance or by statute.

2711. Lot change. No existing conforming or nonconforming lot shall be changed in size or shape except through a public land taking or donation for road widening, drainage, utility improvements or except where otherwise permitted herein, so as to violate the provisions of this Ordinance with respect to the size of lots or yards or to create a nonconformity or increase the degree of nonconformity that presently exists.

2712. Merger of lots. Adjacent lots held in common ownership on or after the effective date of this Section shall be treated as a single lot for zoning purposes so as to minimize nonconformities with the dimensional requirements of this Ordinance. Notwithstanding the previous sentence, adjacent lots in common ownership may be treated as separate lots for zoning purposes upon a finding by the zoning enforcement officer that the owner of said lots has expressly exhibited the intent to maintain the lots as separate. In making said finding the zoning enforcement officer shall rely on the following factors:

2712.a. The existence and maintenance of walls or fences along the original lot lines;

2712.b. The fact that the lots are separately assessed for tax purposes;

2712.c. The placement of structures on the various lots.

The manner in which said lots were acquired or the fact that said lots were separately described on a deed shall not be considered by the zoning enforcement officer in making said finding.

2713. Recorded Lots. A lot or parcel of land having an area or frontage of lesser amounts than required in the following schedule of dimensional requirements may be considered as satisfying the area and frontage requirements of this Section provided such lot or parcel of land was shown on a plan or described in a duly recorded deed or registered at the time of adoption of this Ordinance and did not at the time of adoptions of adjoin other land of the same owner available for use in connection with such lot or parcel.

(Ord. of 12-23-03, § 1)

2720. Table of Dimensional Requirements. See Appendix B.

(Ord. of 12-23-03, § 1)

2730. **Dimensional Variation.** The Board of Appeals may vary otherwise applicable dimensional requirements pertaining to frontage, lot area, building height and sidelines upon finding that owing to circumstances relating to the soil conditions, shape, or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located, a literal enforcement of the provisions of the ordinance or by-law would involve substantial hardship, financial or otherwise, to the petitioner or appellant, and that desirable relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of such ordinance or by-law.



DEPARTMENT OF INSPECTIONAL SERVICES 133 WILLIAM STREET - ROOM 308 NEW BEDFORD, MA 02740

Parking Spaces Calculations

984 Sharon Street - Proposed 12 Unit Addition to an Existing 12 Unit Residential Building

Number of Spaces Required - Multi-Family

Number of Space Required = 2 Parking Spaces/Unit x 24-Units = 48 Parking Spaces

Number of Parking Spaces Provided = 30 Parking Spaces

Number of Parking Spaces Required for Relief = 18 Parking Spaces

Lot Coverage by Building Calculations

984 Sharon Street - Lot Square Footage - 32,000sf
Building Coverage = Lot 32,000sf x 40% (Corner Lot) = 12,800sf Minimum

Building Coverage Provided = 9,546sf - 29.8%

Green Space

<u>Dimension not indicated on the plans, – 33% Green Space Stated by Farland Corporation</u> (Please see attached email)



DEPARTMENT OF INSPECTIONAL SERVICES 133 WILLIAM STREET - ROOM 308 NEW BEDFORD, MA 02740

New Bedford Comprehensive Zoning Code Review Code of Ordinances - Chapter-9

984 Sharon Street – PLOT: 137A – LOT: 21 – ZONED DISTRICT: MUB <u>Site Plan Review and Special Permit Required from the Planning Board</u> <u>Variance Required from the Zoning Board of Appeals</u>

Zoning Code Review as follows:

Variance

Zoning Board of Appeals

SECTION

- 2700 Dimensional Regulation
- 2710 General
- 2720 Table of Dimensional Requirements Appendix-B
 - Front Yard (Ft.)
 - Side Yard (Ft.)
 - Rear Yard (Ft.)
 - Lot Coverage by Buildings (%)
 - Green Space
- 2750 Yards in Residence District
- 2751 Front Yard
- 2753 Rear Yard
- 2755 Side Yard

Special Permit

Planning Board

SECTION

- 3100 Parking and Loading
- 3110 Applicability
- 3120 Special Permit
- 3130 Table of Parking Loading Requirements Appendix C
 - Multi-Family (3) or more per structure
- 5300-5390 Special Permit

Site Plan Review

Planning Board

SECTIONS

- 5400 Site Plan Review
- 5410 Purpose
- 5420 Applicability
 - 5421. Any new industrial or commercial construction or expansion over two thousand (2,000) gross square feet or any new industrial or commercial construction or expansion requiring more than five (5)additional parking spaces
 - 5422 New multiple-family residential construction of three (3) or more units or expansion of existing multifamily residential structures resulting in the creation of one or more additional units.
- 5430-5490B

D. HOMEOWNEH LIC	ense exemption .			
Supplement of				
The current exemption for him	maowner" was extended to inche	clude ownor-occupied dwelling provided that the owner acts a	ge of two units or less	and to allow such homeowners
		Managa misk mo amusk seks s	s supervisor. (State B	fullding Code Section 110.5)
Person(s) who own a parcel of	land on which he /che recides	or intends to reside, on which the	ere is or is intended to	ha a constant we family at all
rattached of detached structures	accessory to such use and /or to	arm structuras. A norson who con	secretare more than and b	
responsible for all such work	ouch nomeowner shall submit to	o the Building Official on a form :	acceptable to the Build	ing Official, that he/she shall b
The undersigned "homeowner as	sumes responsibility for complian	nce with the State Building Code ar	nd other applicable code	s, ordinance, rules and regulation
and will comply with the City of No	w Bedford Building Department m	ninimum inspection procedures and	requirements.	
HOMEOWNERS SIGNATU	RF CAST	11000	8	
X. CONSTRUCTION DE	eris disposal		/	
Supplement #2				
In accordance with provisions of i disposal facility as defined by Ma	Massachusetts General Law C40 ssachusetts General Law C111.	, S54, debris resulting form this w S150A	ork shall be disposed of	in a properly licensed solid waste
The debris-will be disposed of in:	1 1111	RENFORM	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	
	The state of the s	(Location of Facility)		
(lemand	Ref	-	8,	23/19
Signature of Permit Applicant			Date/	70
XI. HOME IMPROVEMEN	it contractor law		entyllikatika 46	
(Residential Use Only) Suppleme	nt to Permit Application			
Supplement #3				
MGLc, 142 A requires that the "reconstruction of an addition to	and properties are compared and	mind hadisting combaining of los	and and head mad an are	AL 1 111
to bunctures which are agises	nt to such residence of build	ding" be conducted by registered	contractors, with certi	ain exceptions, along with other
requirements. Type of Work: 13 UILD	ALL ANNITION	1 700 4411-1-10	1 > -	00 000 .0
001 -	AN APDITION	I TO EXIST & B	Est. Cost	700,000,00
Address of Work 784 5	HARDU SI			
Owner Name: SHARON	ST. REALT	Y TRUST Dat	te of Permit Application:	8/22/10
I hereby certify that: Registration is			of terminapplication.	
Work excluded by law	Job under \$1,000	Building not owner	-occupied	Owner obtaining own permit
Other (specify)			4 G 1 3 C C C	C. S. Carachine and
Notice is hereby given that:				
DWNERS OBTAINING THEIR OW	n beumil or employing n	nregistered contractors	3 for applicable H	ome improvement work
an ion items works to the	Munration Program of	GUARANTY FUND UNDER MO	GLC. 102A.	
igned under penalties of perjury: hereby apply for a permit as the ag		9		nikalaja - 1816 - 1
O O O O O O	lent of the owner:	1131		
0/25/199	Churade		Today with an annual state of the state of t	136402
R:	Contractor Signature	0	, i	Registration No.
oswithstanding, the above notice, I	hereby apply for a permit as the	owner of the above property:		
8/23/18	(Des	2000	TPIL	77
rice /	Owner Signature	And the second of the second o	1/1/42	757
II. BUILDING COMMISSI	ONERS REVIEW COMN	ments and condition	S	
Building Permit Rejected 🔲 🕻	100,000 720			Fee
5 Since Supplemental Supplement	lariance ZBA	2 . 5 0 1	0.1	
ason For Rejection: SitePla		UAL Permit FOR Med	uction in Varkin	VE
	PLANNING	Board	2	Parmit D
			100	118-2466
mments and Conditions:		5 = 1	1-11	
		SEE ATTACHMEN	† 5	
()				
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ned Kamy	· A Duonswa.	>/	Date: 9-1	20/8
Sill A 1	San ilain a	1		
e_ () willing (omussioner /			
V //	Not valid unless sighed ((not stamped) by Building Commi	ssioner	

OTHER APPLICABLE REVIEWS

K. FLOODPLAIN		
Is location within floor	d hazard area? yes (no)	*
If yes, zone:	and base elevation	
L. WETLANDS PROTECTIO Is location subject to fi	ooding?	
Is location part of a kn	own wetland?	
Has local conservation	commission reviewed this site?	

IV. IDEN	TIFICATION – ALL APPLICANT	S – PLEASE PRINT	The state of the s
OWNER OR LESSEE NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
SHARON ST, REALTY TRUST	ROCHESTER, MA 02	2.7.20	774-930-5167
		17321	-
E-mail Address:			
CONTRACTOR NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
ARMANDO M. PEREIRA	FO.BOX 578 WEST WAPEHAM, MAO	LICENSE # 2576 CS-083273	508-291-1061 EXT 100
CDO The			
E-mail Address:		HOME IMP #	
ENGINE ARCHITECT NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
FRED HANACK	DARTMOUTH, MAO.	2747 8789	508-441-957
E-mail Address: FRED, HALLACK QGMAIL, CO	M		
SIGNATURE OF OWNER	APPLICANT SIGNATURE RUSTEE LINEAR		8/23/B

Omission of reference to any provision shall not nullify any

requirement of this code nor exempt any structure from such requirement.

The applicants understands and warrant that they will comply with all pertinent federal and state statutes, local ordinances and all federal, state, and local regulations, including those of the Architectural Barriers board, Department of Environmental Protection Agency and may be forwarded for review to all pertinent local city agencies which may express specific concerns. It is understood that the issuance of a permit shall not serve as an acceptance or acknowledgment of compliance nor exempt any structure from such requirement. The permit shall be a license to proceed with the work and shall not be construed as authority to violate, cancel, or set aside any of the provisions of the State Building Code or local code of ordinances, except as specifically stipulated by modification or legally granted variation in accordance with Section 122.0 of State Building Code or local code of ordinances.

I have read the above and sign under pain and penalty of perjury as to the truth of all of the information and statements contained in sections I through IV of this application.

Applicant's Signature

Address

City

	CHECK	DATE OBTAINED	BY
The state of			
Electrical			2
Plumbing			00,000,000,000,000,000,000
Fire Department	w 1 s		n No sa Bulkin ar 200 Tiri
Water			of Streenpol Altribute and street
Planning		No. of the last of	to the top in the Mark Top one spread
Conservation Public Works			
Health			The state of the s
Ellister in the second			
Licensing Other			
VI. ZONING REVIE	W		
DISTRICT:	USE:		
RONTAGE:		LOT SIZE:	
ETBACKS:		LOCA GRADA	
RONT:	LEFT SIDE:	RIGHT SIDE:	REAR:
	OT COVERAGE PRIM	CONTRACT AND ALL SUPERIOR	
ARIANCE HISTOR			
	MPENSATION INSUR	ANCE AFFIDAVIT	
(City/State/Zip) do he	with a principal place of busing the pains a providing worker's compe	HAREHAM	oyees working on this job.
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(City/State/Zip) do ne] I am an employer p Insurance Company I am a sole proprie I am a sole proprie ave the following work	reby certify, under the pains a providing worker's compe	Policy Number rking for me. or homeowner and have hired rance policies:	oyees working on this job.
(City/State/Zip) do he I am an employer p Insurance Company I am a sole proprie I am a sole proprie ave the following work	ereby certify, under the pains a providing worker's competent of the pains and the pains are tor and have no one worker, general contractor, of	Policy Number rking for me.	oyees working on this job.
(City/State/Zip) do he I am an employer p Insurance Company I am a sole proprie I am a sole proprie ave the following work	ereby certify, under the pains a providing worker's competent of the pains and the pains are tor and have no one worker, general contractor, of	Policy Number rking for me. or homeowner and have hired rance policies:	oyees working on this job. the contractors listed below who
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(City/State/Zip) do ne I am an employer p Insurance Company I am a sole proprie I am a sole proprie ave the following work Name of contractor I am a homeowner E: Please be aware the of not more than thre y considered to be em mer for a license or per extracted that a copy of the verification and that	performing all the work at while homeowners where units in which the homeowners where units in which the homeowners under the Worker this statement will be for failure to secure coverage.	Policy Number Policy Number Rking for me. Or homeowner and have hired rance policies: Insurance Compan Insu	the contractors listed below who y/policy number y/policy number enance, construction or repair work grounds appurtenant thereto are no 152, sect. 1(5)), application by a er the Workers' Compensation Act Industrial Accidents' Office of Insur 5A of MGL 152 can lead to the imp
(City/State/Zip) do ne I am an employer p Insurance Company I am a sole proprie ave the following work Name of contractor I am a homeowner E: Please be aware the of not more than thre y considered to be em mer for a license or per extend that a copy of the verification and that penalties consisting of	performing all the work while homeowners where units in which the homeowners where units in which the homeowners under the Worker at while homeowners where units in which the homeowners under the Worker with the work at while homeowners where units in which the homeowners under the Worker under the worker at while homeowners where units in which the homeowners under the Worker units in which the homeowners under the worker units in which the homeowners where units is a while homeowners where the while how he was a while homeowners where the whi	Policy Number Policy Number Rking for me. Or homeowner and have hired rance policies: Insurance Compan Insurance Compan Insurance Compan Employ persons to do maintened and the compan of the companion of	the contractors listed below who y/policy number y/policy number enance, construction or repair work grounds appurtenant thereto are notes. 152, sect. 1(5)), application by a er the Workers' Compensation Act



The Commonwealth of Massachusetts Department of Industrial Accidents 1 Congress Street, Suite 100 Boston, MA 02114-2017

www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses.
TO BE FILED WITH THE PERMITTING AUTHORITY.

Applicant Information	Please Print Legibly
Business/Organization Name: Armando M. Pereira	
Address: P.O. Box 578	Reserve angula emili
City/State/Zip: West Wareham, MA 02576	Phone #: 508-291-1061 ext:100
Are you an employer? Check the appropriate box: 1. ☐ I am a employer with employees (full and/or part-time).* 2. ☑ I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required] 3. ☐ We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]* 4. ☐ We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.] *Any applicant that checks box #1 must also fill out the section below showing the section se	12. Other
*Any applicant that checks box #1 must also fill out the section below showing to **If the corporate officers have exempted themselves, but the corporation has oth organization should check box #1.	
I am an employer that is providing workers' compensation insu	rance for my employees. Below is the policy information.
Insurance Company Name:	
Insurer's Address:	
City/State/Zip:	
Policy # or Self-ins. Lic. # Attach a copy of the workers' compensation policy declaratio	Expiration Date: Expiration Date: Expiration date).
Failure to secure coverage as required under Section 25A of MG fine up to \$1,500.00 and/or one-year imprisonment, as well as civ of up to \$250.00 a day against the violator. Be advised that a cop Investigations of the DIA for insurance coverage verification.	L c. 152 can lead to the imposition of criminal penalties of a vil penalties in the form of a STOP WORK ORDER and a fine
I do hereby certify, under the pains and penalties of perjuly tha	t the information provided above is true and correct.
Signature! Signature!	Date: 8/23/18
Phone #: 508-291-1061 ext:100	
Official use only. Do not write in this area, to be completed b	y city or town official.
City or Town:Pe	ermit/License #
Issuing Authority (circle one): 1. Board of Health 2. Building Department 3. City/Town C 6. Other	Clerk 4. Licensing Board 5. Selectmen's Office
Contact Person:	Phone #:



DEPARTMENT OF INSPECTIONAL SERVICES 133 WILLIAM STREET - ROOM 308 NEW BEDFORD, MA 02740

CITY OF NEW BEDFORD INSPECTIONAL SERVICES DEPARTMENT 133 WILLIAM ST, NEW BEDFORD MA 02740

AFFIDAVIT Home Improvement Contractor Law Supplement to Permit Application

The Office of Consumer Affairs and Business Regulation ("OCABR") regulates the registration of contractors and subcontractors performing improvements or renovations on detached one to four family homes. Prior to performing work on such homes, a contractor must be registered as a Home Improvement Contractor ("HIC").

M.G.L. Chapter 142A requires that the "reconstruction, alteration, renovation, repair, modernization, conversion, improvement, removal, demolition, or construction of an addition to any pre-existing owner-occupied building containing at least one but not more than four dwelling units ... or to structures which are adjacent to such residence or building" be done by registered contractors.

Note: If the homeowner contracted with a corporation or LLC, that entity must be registered.

Type of Work: Addition of a 12- Dwelling unit to an existing building, Est. Cost: \$700,000.00 +/-

Address of Work: 984 Sharon St. New Bedford, MA 02745

Date of Permit Application: August 23, 2018

I hereby certify	fy that:	
Regist	stration is not required for the following reason(s):	
W	Vork excluded by law:(explain)	
Jo	ob under \$1,000.00	
В	Building not owner-occupied	
_ 0	Owner obtaining own permit (explain)	
_ 0	Other (specify)	

OWNERS OBTAINING THEIR OWN PERMIT OR ENTERING INTO CONTRACTS WITH UNREGISTERED CONTRACTORS OR SUBCONTRACTORS FOR APPLICABLE HOME IMPROVEMENT WORK ARE NOT ELIGIBLE FOR AND DO NOT HAVE ACCESS TO THE ARBITRATION PROGRAM OR GUARANTY FUND UNDER M.G.L. Chapter 142A.

Signed under the pen I hereby apply for a p	permit as the agent of the owner:	2-18
August 23, 2018	Armando M. Pereira	136402
Date	Contractor Name	HIC Registration No.
OR:		
Notwithstanding the	above notice, I hereby apply for a permit as the	owner of the above property:
Date	Owner Name and Signature	

Location: 984 SHARON ST

Current Owner Information:

SIVISOGLU RIFAT CEM "TRUSTEE"

SIVISOGLU JULIDE "TRUSTEE"

2003 NORTH RIVERSIDE DRIVE

POMPANO BEACH, FL 33062

Parcel ID: 137A 21

Zoning: MUB

Fiscal Year: 2018

Current Sales Information:

Sal

Sale Date:

09/12/1994

Sale Price:

\$100.00

Card No. 1 of 1

Legal Reference:

17242

Grantor:

SIVISOGLU BEHZAT

This Parcel contains 0.73 acres of land mainly classified for assessment purposes as Apts >8 with a(n) Apartment style building, built about 1974, having Brick exterior, Asphalt Shingles roof cover and 13247 Square Feet, with 12 unit(s), 51 total room(s), 27 total bedroom(s) 12 total bath(s), 0 3/4 baths, and 0 total half bath(s).

Building Value:

Land Value:

Yard Items Value:

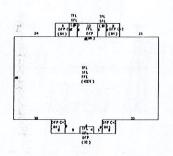
Total Value:

483700

210000

6700

700400



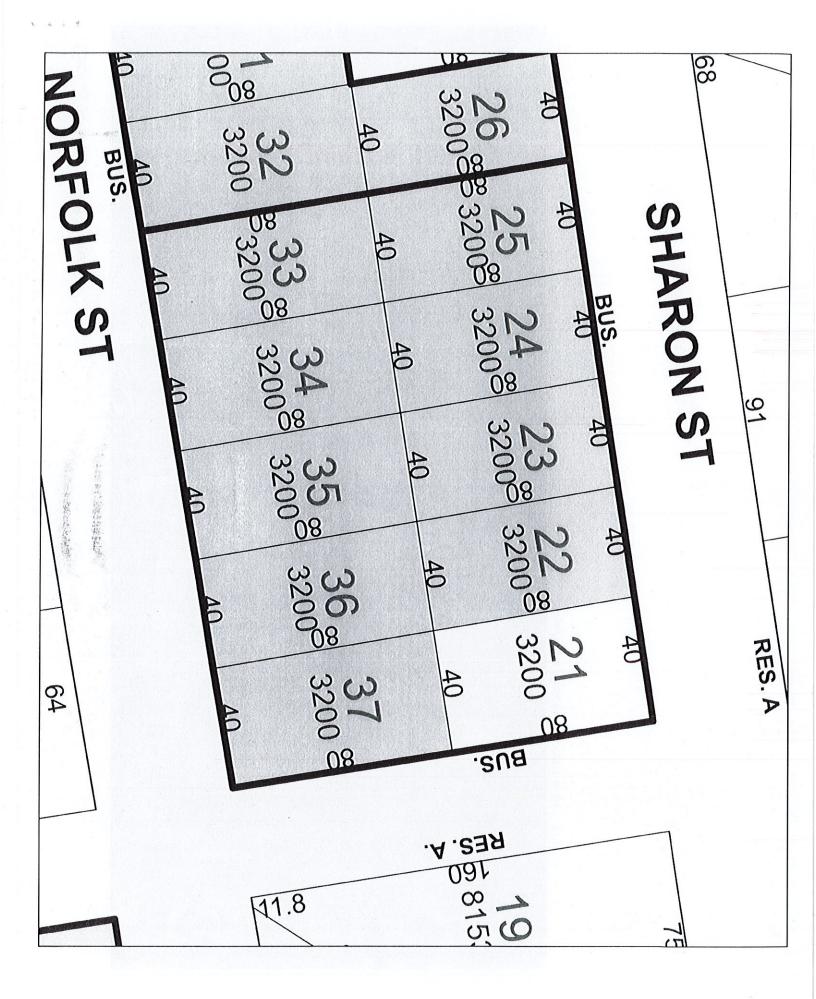


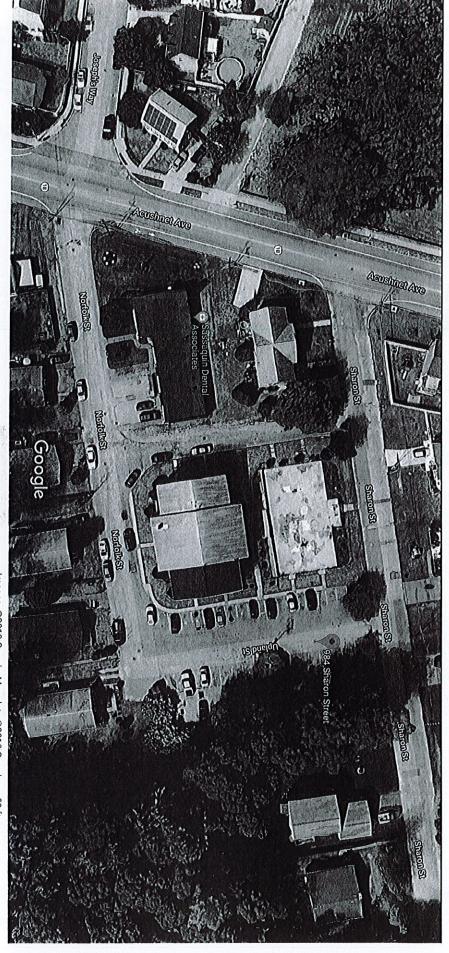


Fiscal Year 2018		Fiscal Year 2017		Fiscal Year 2016	
Tax Rate Res.:	16.63	Tax Rate Res.:	16.69	Tax Rate Res.:	16.49
Tax Rate Com.:	35.65	Tax Rate Com.:	36.03	Tax Rate Com.:	35.83
Property Code:	112	Property Code:	112	Property Code:	112
Total Bldg Value:	483700	Total Bldg Value:	494400	Total Bldg Value:	520800
Total Yard Value:	6700	Total Yard Value:	6700	Total Yard Value:	6700
Total Land Value:	210000	Total Land Value:	210000	Total Land Value:	210000
Total Value:	700400	Total Value:	711100	Total Value:	737500
Tax:	\$11,647.65	Tax:	\$11,868.26	Тах:	\$12,161.38

Disclaimer: Classification is not an indication of uses allowed under city zoning. This information is believed to be correct but is subject to change and is not warranteed.







Imagery ©2018 Google, Map data ©2018 Google 50 ft

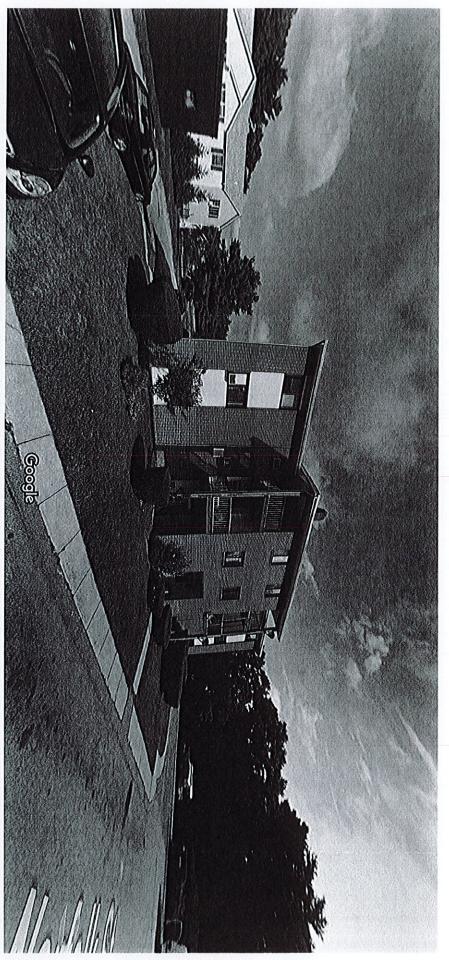


Image capture: Sep 2012 © 2018 Google

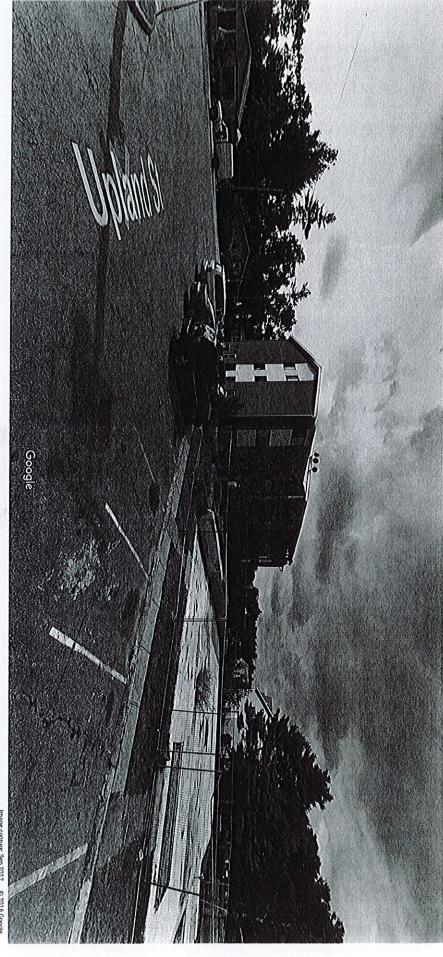
New Bedford, Massachusetts

Google, Inc.

Street View - Sep 2012

2000年1月1日

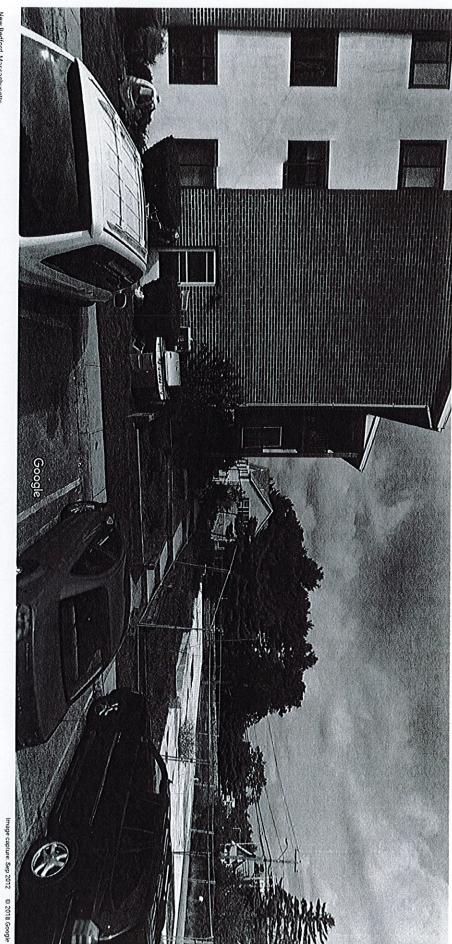
Oakley St



New Bedford, Massachusetts

Google, Inc.
Street View - Sep 2012

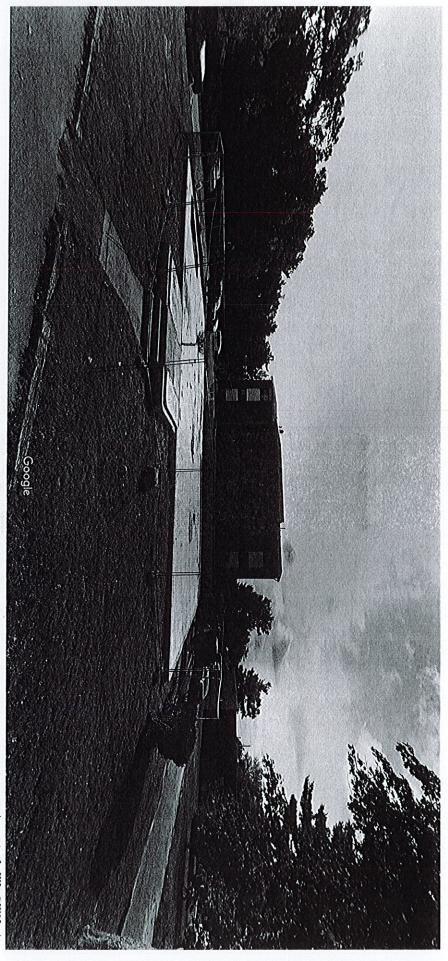
le cabinie, seb 2017 ... 20



New Bedford, Massachusetts

Coogle, Inc.

Street View - Sep 2012



Street View - Sep 2012 Google, Inc.

New Bedford, Massachusetts

ige capture. Sep 2012 © 2018 Google

Matthew J. Silva

From:

Ken Wainor [kwainor@farlandcorp.com] Monday, September 10, 2018 4:17 PM

Sent: To:

Matthew J. Silva

Subject:

984 Sharon Street, New Bedford, MA

Matthew,

The greenspace on the above referenced site is 33%±

Please feel free to contact me if you should have any questions.

Sincerely,

Kenneth A. Wainor Sr. Project Manager



ENGINEERING A BETTER TOMORROW

ENGINEERING | SITE WORK | LAND SURVEYING

(MAIN OFFICE) 401 COUNTY STREET, NEW BEDFORD, MA 02740 P 508.717.3479 F 508.717.3481 ADDITIONAL OFFICES IN: TAUNTON • MARLBOROUGH • WARWICK, RI

WWW.FARLANDCORP.COM



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Virus-free. www.avast.com

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