#18-49



CITY CLERKS OFFICE YEW BEDFORD, MA PLANNING BOARD

2018 OCT | 2018 AT PO: 01 Planning Department 133 William Street Room 305 New Bedford, MA 0274

CITY OF NEW BEDFORD JONATHAN F. MITCHELL, MAYOR

SPECIAL PERMIT APPLICATION

The undersigned, being the plan entitled: SITE	he Applicant, seeks Special Permit Approval for property depicted on a <u>アムAV</u> by <u>: ACG</u> dated: <u>8-1५</u>	<u>1-1</u> 8
1. Application Inform	ation	
Street Address:	SW BLOCK OF ACUSHNET AVE (BETWEEN NYET THE	LMA
Assessor's Map(s): Registry of Deeds Book: Zoning District:	PLOT 99 Lot(s) 278 MERICO WITH U 11669 Page: 174 MVB	07/6 - -
Applicant's Name (printed	d): ARCHITETURA CONSULTING GROUP, MC	
Mailing Address:	7206 ACUSHNET ME N.B. W.A. 8279 (Street) (City) (State) (Zip)	3
Contact Information:	774-202-7991 ACG & ACG Comp Telephone Number Email Address	
Applicant's Relationship t	to Property: Owner Contract Vendee Other	_
	CENT BIDG	
knowledge. I/we further un grounds for the revocation Board Members the right to upon reasonable notice for	nowledge that all information presented herein is true to the best of my/our aderstand that any false information intentionally provided or omitted is of the approval (s). I/we also give Planning Department staff and Planning of access the premises (both interior and exterior) at reasonable times and the purpose of taking photographs and conducting other visual inspections.	-
Date	Signature of Applicant	
City Hall • 133 William Str	eet • Room 303 • New Bedford, MA 02740 • www.newbedford-ma.gov	

PH: (508)979-1488 • FX: (508)979-1576

2. Zoning Classifications						
Present Use of Premises: VACANT LAND						
Proposed Use of Premises: BEAUTY HMIR SALON						
	Zoning Relief Previously Granted (Variances, Special Permits, with Dates Granted):					
NOVE		**************************************	~	WINE N		
3. Briefly Describe the Proposed Project Construct A NOW				d's		
BASEMENT		411-314-00.	with the	<u> </u>		
DUE TO GOT SIZE WE	ANE UNA	BLE TO PROVI	08			
ENOUSH PARKILE. CAT				≅ 5.		
O 3100- PARKING AND	WADING	- @ 3110	APPLICABL	11174		
(3 SPECIAL PERMIT (9).	5300,5330	5360,5390	3 130			
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	**************************************	11112		,		
4. Please complete the following:		M.U.B.		1		
	Existing	Allowed/Required	<u>Proposed</u>			
Lot Area (sq ft)	25685.F.	8000	2568 SF			
Lot Width (ft)	37	0	37'			
Number of Dwelling Units	0	0	0			
Total Gross Floor Area (sq ft)	D	-6	0			
Residential Gross Floor Area (sq ft)	\overline{C}	D	0			
Non-Residential Gross Floor Area (sq ft)	()	1.100SF	1040 S.F.			
Building Height (ft)		7 STOR 188	16 45	w)		
Front Setback (ft)	0	0	4'			
Side Setback (ft)	0	0	0'			
Side Setback (ft)		10'	10-7"			
Rear Setback (ft)	1 8	10'	25'			
Lot Coverage by Buildings (% of Lot Area)	0	502	4020			
Permeable Open Space (% of Lot Area)	0	0	22			
Green Space (% of Lot Area)	0	0	22			
Off-Street Parking Spaces	+o	6	2	*		
Long-Term Bicycle Parking Spaces	T ŏ	0	<i>O</i>			
Short-Term Bicycle Parking Spaces	<i>Ŏ</i>	0	0			
Loading Bays	10	0	0			

2

5. Please complete the following:	Existing Proposed
a) Number of customers per day:	8 8
b) Number of employees:	2 2
c) Hours of operation:	8 Am John 8 AM-6pM
d) Days of operation:	5 5
e) Hours of deliveries:	_00
f) Frequency of deliveries: □ Daily □ Weekly	☐ Monthly ☐ Other:
6. OWNERSHIP VERIFICATION	
This section is to be completed & signed by the prope	rty owner:
I hereby authorize the following Applicant:	NITECTIAN CONSULTING GROUP, IN
at the following address: <u>720</u> 6	ACUSHNET ANT
to apply for: Sfler	A PENMITS VANIANCES
on premises located at SUL BUC	IL ACUSH AVE (BETWEEN MYET TOMER
in current ownership since: 4/28	12016
whose address is:	
for which the record title stands in the name of:	TRA PROGER THE UL
whose address is: 12 Pa	LUMLETOH DR. DANTHORYULA
by a deed duly recorded in the: BUSTOL CONTY Registry of Deeds of County: NB	Book: 11669 Page:173
OR Registry District of the Land Court, Certificate No.:	Book: Page:
I/we acknowledge that all information presented herein is t I/we further understand that any false information intention for the revocation of the approval(s). I/we also give Planning Board Members the right to access the premises (both inter and upon reasonable notice for the purpose of taking photo inspections.	nally provided or omitted is grounds g Department staff and Planning ior and exterior) at reasonable times graphs and conducting other visual
10/11/18 Yanuel F. Genander Folis Date Signature of Land Owner (If authorized Trus	tee, Officer or Agent, so identify)

- PDF files shall be created from within the AutoCAD environment and contain Layer information.
- It is a requirement that each project drawing/sheet created for a project shall be published/plotted to DWG and PDF, and placed in the appropriate folder in the CD submission. All external references (DWG, DWF, DGN, PDF, TIFF, MrSID, JPG, etc.) which are used in support of the creation of these project sheets shall be stored within the XREF folder only (Subfolder of DWG) on the CD. Also the AutoCAD support files (fonts, plot style, etc.) should be supplied on the CD.

File Naming:

The following file naming standard for all CAD related files created, used, or submitted to the Planning Department shall be followed. This applies to all CAD drawings, DWF's, PDF's used in support of, or used in conjunction with this CAD Standard.

File names shall begin with their project Planning Board Case number assigned (available through the Planning Department), followed by an underscore and the appropriate discipline code. In the instance where there is more than one file, assign an appropriate sequential number to the end (ex. 1,2,3). Special characters are not permitted except for the following; hyphens [-], underscores [_], and/or parenthesis [()].

Example 1.

A set of engineering design plans and documents were prepared for project file number 12-34; acceptable filenames would be as follows:

12-34_Existing Conditions1.dwg

12-34_Exisitng Conditions2.dwg

12-34_General1.dwg

12-34_Generale.dwg
9. <u>Application Fee</u> (All fees are due at time of application submission)
Hannel F. Ferands Tiles F Ferrage of
Official Use Only:
For the Planning Board, this application has been received by the Planning Division of the Department of Planning, Housing & Community Development on the date specified below:
Review date: All materials submitted: Yes No
Signature: Fee

NOTICE BY PUBLICATION & ABUTTERS NOTIFICATION

(Follow Massachusetts General Laws, Chapter 40A, Section 5)

- 1) The applicant shall be responsible for paying for the legal advertisements in the New Bedford Standard-Times once in each of two (2) successive weeks, the first publication to be not less than fourteen (14) days prior to the date of said hearing. This cost is included in the Application Fee. The City of New Bedford Planning Division shall be responsible for placing the legal ad in the New Bedford Standard-Times.
- 2) The applicant shall be responsible for certifying the abutters list and mailing, by Certified Mail, with Return Receipt Requested, a copy of the notice to each affected abutter.
- 3) A Legal Advertisement will be drafted by Planning Staff, including the date, time and location of the public hearing, and provided to the Applicant upon submittal of a complete application. This Legal Advertisement may not be altered or amended by the Applicant prior to use in notifying Abutters.



Architectural Consulting Group

10/11/18

Variance Request for parking:

Re: SW Block of Acushnet Ave between Nye and Tallman St.

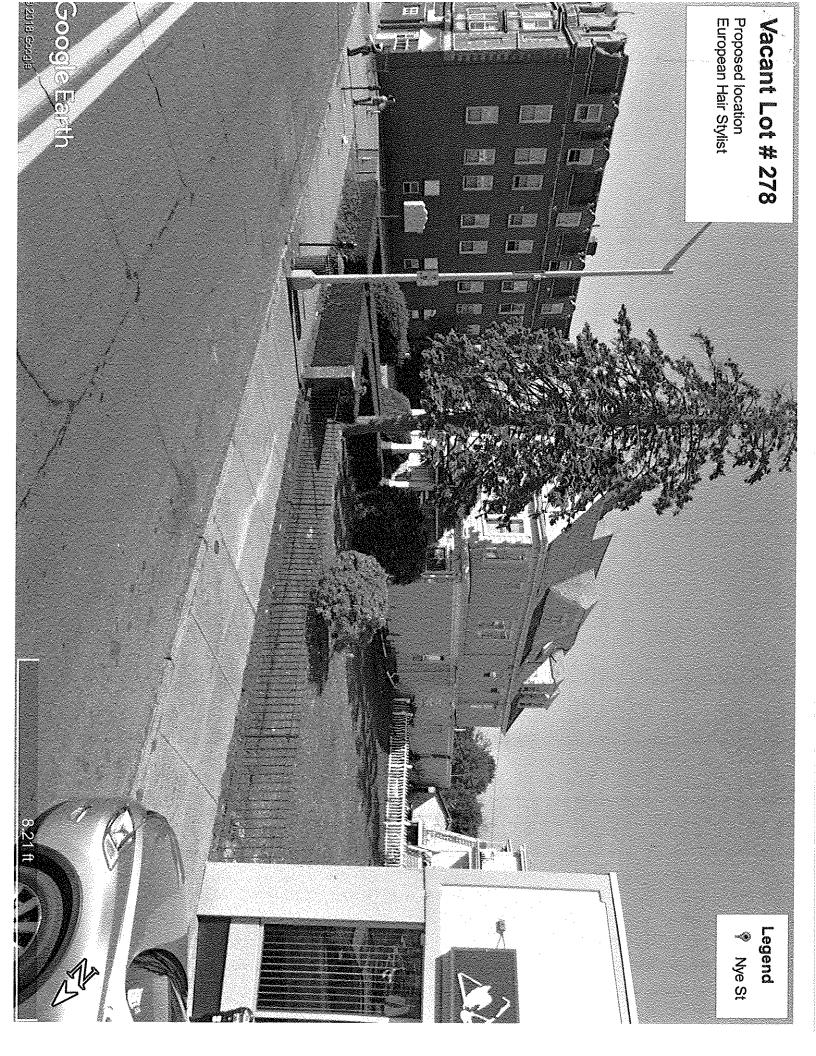
NARRATIVE:

The property in question is an independent lot adjacent to an existing structure now occupied by Fall River Pawn Brokers and European Hair Stylist.

Fall River Pawn Brokers need additional space to further their business services to the general public. The solution is to have European Hair Stylist vacate the adjacent space they currently occupy. This will allow the Pawn Brokers to take over the space and satisfy their need.

The customer base and the owner of the European Hair Stylist prefer that the services provided remain in the same location. The currently empty lot will be the perfect location. Since the current lot is underutilized and pay low taxes to the city, it will be a benefit to the neighborhood to provide a new building that will pay higher taxes than currently received by the City and will be an aesthetic asset to the business block it is part of.

This new building proposed for the European Hair Stylist will provide better structure, storage, and facilities for the general public customer base.







Planning Board Special Permit Application Checklist

1. <u>C</u>	ompleted Application Form (with all required signatures; Original plus 15 Copies)
43 p	<u>lans</u>
L	Four (4) stapled and folded sets of full-sized plans (24" x 36") and Twelve (12) sets of reduced plans (11" x 17") are required for all applications. Staff reserves the right to require additional
•	copies. One (1) electronic copy (PDF & CAD) of all proposed activity plans (See Section 10 of Checklist for Requirements)
•	All plans oriented so that north arrow points to top of sheet
•	Plans shall be drawn at a minimum scale of 1"= 40' or less
•	All plans shall be stamped by Commonwealth of Massachusetts-registered Professional Engineer, Professional Land Surveyor, and/or Professional Landscape Architect, as appropriate
•	Plan sets shall be comprised of separate sheets as listed below unless otherwise approved by the City Planner
•	All plans shall have a title block comprised of the following: Project Title, Sheet Title, Sheet Number; Registrant Stamp (i.e. PE, PLS, LA); Registrant's name and address; Street addresses of the project area parcels; Scale at which the plan is drawn; Plan Issue Date; and all plan revision dates (with corresponding revision descriptions).
√3. <u>C</u>	ertified Abutters List (4 copies)
□4. <u>P</u>	roof of Ownership (Deed(s) for All Involved Parcels; 4 Copies)
	hotos Depicting Existing Conditions (Minimum of 3, In Color, 1 Aerial + 2 er Views; 16 Copies)
년6. <u>r</u>	Development Impact Statement (DIS), completed per §5350 of Zoning Code, /// 6 Copies), if required by Board
7. T	raffic Impact & Access Study (TIAS) (16 Copies), if required by Board
☑8. E	lectronic PDF and AutoCAD Files
	Shall consist of a CD with a printed CD Label in a CD case
	CAD files shall be 2010 format or the latest revision of AutoCAD Civil 3D
	All project submissions shall include the following file types. All project related Drawing Files
	hall be provided in all 2 supported formats, listed below.
	AutoCAD Drawing format (.dwg)
	Adobe Portable Document Format (.pdf)
19	. BLDG. DEPT. LETTER OF REJECTION FOR PERMIT



City of New Bedford

REQUEST for a CERTIFIED ABUTTERS LIST

This information is needed so that an official abutters list as required by MA General Law may be created and used in notifying abutters. You, as applicant, are responsible for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).

SUBJECT PROPER	ŤΥ			
MAP# 98		LOT(S)#	278 (160B- Ref Quitclaim)	
ADDRESS:			1	
1349 Acushnet Av	enue, New Bedford, MA	02745		
UWNER INFORM	***************************************		and the state of t	
NAME: Beira Proj	perties, LLC			
MAILING ADDRES	· · · · · · · · · · · · · · · · · · ·			•
≹2 Plumleigh Drive	e, North Dartmouth, MA (02747		6
r Anderiganaa(goine	TACT PERSON INFORMA	THOM		6
NAME (IF DIFFERE				
Architectural Cons	ulting Group, Inc.	•		ſ
MAILING ADDRES	S (IF DIFFERENT):			
2206 Acushnet Av	enue, New Bedford, MA	02745	1	
TELEPHONE #	774-202-7991	***************************************	The Late of the Control of the Contr	,
	acg@acgpm.com			
REASON FOR THIS	REQUEST: Checkappr	opriate		
✓ ZONING BOA	ARD OF APPEALS APPLICA	ATION		
PLANNING BOARD APPLICATION				
· · · · · · · · · · · · · · · · · · ·	ON COMMISSION APPLI	CATION		
··	OARD APPLICATION			
OTHER (Plea	se explain):	*****		

Once obtained, the Certified List of Abutters must be attached to this Certification Letter.

This sheet is NOT part of your ZBA application but you will need to submit this form to the Planning Division Room 303 in City Hall, 133 William Street. You, as applicant, are responsible for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).

Printed Name	Signature	Date
Carlos Amado	Carlas Hendo	8/15/2018
As Administrative Assistant to the City of New Bedf addresses as identified on the attached "abutters li		
As Administrative Assistant to the City of New Dad	f	
Official Use Only:	entermination (Control Republic Control Republic	Black Committee



SUBJECT PROPERTY

MAP#

Carlos Amado
Printed Name

City of New Bedford REQUEST for a CERTIFIED ABUTTERS LIST

This information is needed so that an official abutters list as required by MA General Law may be created and used in notifying abutters. You, as applicant, are responsible for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).

98 LOT(S)# 278

O. DOUBLE MOSH, MYE	
OWNER INFORMATION	
NAME: BIERA PROPERTIES LLC	
MAILING ADDRESS:	
APPLICANT/CONTACT PERSON INFORMATION	
NAME (IF DIFFERENT):	
MAILING ADDRESS (IF DIFFERENT):	
2206 ACUSHART AVE NO 02745	
TELEPHONE # 7742027991	
EMAIL ADDRESS: ACGORG. COM	
REASON FOR THIS REQUEST: Check appropriate	
ZONING BOARD OF APPEALS APPLICATION	
PLANNING BOARD APPLICATION	
CONSERVATION COMMISSION APPLICATION	<u>So</u>
LICENSING BOARD APPLICATION	~ 경봉
OTHER (Please explain):	> 30 80
Once obtained, the Certified List of Abutters must be attached to this Certification Letter	<i>-</i> - ()
	5 0 m
Submit this form to the Planning Division Room 303 in City Hall, 133 William Street. You, as applicant,	are responsible
for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).	•
Official Use Only:	
As Administrative Assistant to the City of New Bedford's Board of Assessors, I do hereby certify that the addresses as identified on the attached "abutters list" are duly recorded and appear on the most re-	

August 15, 2018 Dear Applicant,

Please find below the List of Abutters within 300 feet of the property known as 1349 Acushnet Avenue (Map: 98, Lot:160). The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

<u>Parcel</u>	Location	Owner and Mailing Address
92-65	1301 ACUSHNET	ARSENAULT DENNIS A "TRUSTEE", ROYAL CROWN REALTY TRUST
	AVE -1307	172-WILLIAM STREET 147 Eighth St. 1A NEW BEDFORD, MA 02740
99-47	ACUSHNET AVE	CITY OF NEW BEDFORD,
U-		133 WILLIAM STREET
		NEW BEDFORD, MA 02740
92-210	85 TALLMAN ST	PAIVA ANA N,
		85 TALLMAN ST
		NEW BEDFORD, MA 02746
98-130	1359 ACUSHNET	ST ANTHONY'S CHURCH, CORPORATION OF ST ANTHONY
	AVE	1359 ACUSHNET AVE
······		NEW BEDFORD, MA 02746
92-64	1325 ACUSHNET	DUMONT DONALD N, DUMONT DAVIDTE CONNOR K. TILTON (TO 1325 ACUSHNET AVE NEW BEDFORD, MA 02746 BEIRA PROPERTIES LLC DUMONT DONALD N, DUMONT DAVIDTE CONNOR K. TILTON (TO 1325 ACUSHNET AVENUE NEW BEDFORD, MA 02746 BEIRA PROPERTIES LLC
	AVE	1325 ACUSHNET AVE 1325 ACUSTONEY AND IN 18
		NEW BEDFORD, MA 02746
98-278	ACUSHNET AVE	
W.		12 PLUMLEIGH DRIVE
		NO DARTMOUTH, MA 02747
98-160	1349 ACUSHNET	BEIRA PROPERTIES LLC,
	AVE - 1351	12 PLUMLEIGH DRIVE
		NO DARTMOUTH, MA 02747
99-102	1332 ACUSHNET	LOPES ROYY, Anne M. Varisi, Gary M. Lopes
	AVE	1332 ACUSHNET AVENUE
		NEW BEDFORD, MA 02746
98-159	78 NYE ST	WHITE IAN M, WHITE LISA DAWN
		78 NYE STREET
		NEW BEDFORD, MA 02746
98-172	80 NYE ST	DEMELLO BRIAN P,
		80 NYE STREET
		NEW BEDFORD, MA 02746

September 12, 2018
Dear Applicant,

Please find below the List of Abutters within 300 feet of the property known as <u>SW Block of Acushnet Avenue (Map: 98, Lot: 278)</u>. The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

		Additionally, City of New Bedford-Owned properties shall not require mailed notice.
Parcel Parcel	<u>Location</u>	Owner and Mailing Address
92-65	1301 ACUSHNET	ARSENAULT DENNIS A "TRUSTEE", ROYAL CROWN REALTY TRUST
	AVE - 1307	472 WILLIAM STREET 147 Eighth St. 1A
	_	NEW BEDFORD, MA 02740
92-210	85 TALLMAN ST	PAIVA ANA N,
		85 TALLMAN ST
		NEW BEDFORD, MA 02746
92-64	1325 ACUSHNET	NEW BEDFORD, MA 02746 DLIMONT DONALD N, DUMONT DAVID R CONNOY K. Tilton CTS) 1325 ACUSHNET AVE NEW BEDFORD, MA 02746 THE PERA PROPERTIES LLC THE PERA PROPERTIES LLC
	AVE	1325 ACUSHNET AVE 1325 ACUSHNET AVE 1325 ACUSHNET AVE
		NEW BEDFORD, MA 02746
⁹⁸⁻²⁷⁸ WS	ACUSHNET AVE	BEIRA PROPERTIES LLC,
VU-3	·	12 PLUMLEIGH DRIVE
		NO DARTMOUTH, MA 02747
98-160	1349 ACUSHNET	BEIRA PROPERTIES LLC,
	AVE - 1351	12 PLUMLEIGH DRIVE
		NO DARTMOUTH, MA 02747
99-102	1332 ACUSHNET	topes ROY V. Anne M. Parisi, Gary M. Lopes
	AVE	1332 ACUSHNET AVENUE
		NEW BEDFORD, MA 02746
98-159	78 NYE ST	WHITE IAN M, WHITE LISA DAWN
		78 NYE STREET
		NEW BEDFORD, MA 02746
98-172	80 NYE ST	DEMELLO BRIAN P,
		80 NYE STREET
		NEW BEDFORD, MA 02746
		4





October 5, 2018

New Bedford Zoning Board of Appeals New Bedford City Hall 133 Williams Street, Room 303 New Bedford, MA 02740

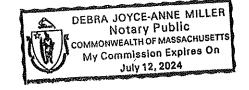
RE: Assessor's Map Plot #98 Lot #278 (160B - Ref. Quitclaim Deed)

Zoning Board of Appeals

Sincerely

I, Manual F. Fernandes and Zelia F. Fernandes, the Owner of Beira Properties, LLC, hereby authorize Architectural Consulting Group, Inc. to be our representative in the manner and for the reasons set forth here under the provisions of this application for any permitting for the property at SW Block of Acushnet Avenue in New Bedford, MA.

yanul F. ferrandes	
Télia ferrandes	
Manual F. Fernandes and Zelia F. Fernandes	
Owners of Beira Properties, LLC	
(County) Bristol County	
(State) Massachusetts	
On this	proven to me through Licenses ached document and
Debia Joyce-anne Miller July 12, 20)24
Notary Public: Debra Joyce-Anne Miller Expiration D	Pate:



QUITCLAIM DEED

We, Donald N. Dumont and David R. Dumont of New Bedford, MA in full consideration of \$40,000.00 paid

grant to Beira Properties, LLC, a Massachusetts limited liability company having its principal place of business at 12 Plumleigh Drive, Dartmouth, MA

with Quitclaim Covenants

The land in New Bedford, Bristol County, Massachusetts, bounded and described as follows:

See Schedule "A" attached

Property Address: Vacant Land on Acushnet Avenue, New Bedford, MA

Witness my hand and seal this 28th day of April, 2016.

Donald in. Dum

Darid R. Dument

STATE OF MASSACHUSETTS

Bristol, ss

On this 28 day of April, 2016, before me, the undersigned notary public, personally appeared Donald N. Dumont and David R. Dumont proved to me through satisfactory evidence of identification to be the persons whose names are signed on the above document, and acknowledged to me that they signed it voluntarily for its stated purpose.

Notary Public
My Commission Expires: 1/21/22

SCHEDULE "A"

The land in New Bedford, Bristol County, Massachusetts, bounded and described as follows:

BEGINNING at a point in the west line of Acushnet Avenue, said point being the northeasterly corner of the lot to be conveyed and said point being 38.13 feet south from the intersection of the south line of Nye Street and the west line of Acushnet Avenue;

Thence NORTH 79 degrees 12' WEST in line of land now or formerly of Robert L. Pelletier for a distance of 71.37 feet to a point;

Thence SOUTH 11 degrees 20' WEST for a distance of 36.35 feet to a point in the north line of land now or formerly of J. Normand Dumont;

Thence SOUTH 78 degrees 40' EAST in line of land now or formerly of said Dumont for a distance of 68.68 feet to a point in the west line of Acushnet Avenue;

Thence NORTH 6 degrees 01' EAST in the west line of said Acushnet Avenue for a distance of 37.12 feet to the place of beginning.

CONTAINING 2,568 square feet, more or less.

BEING LOT 160B on Plan of Land in New Bedford, Massachusetts, belonging to Robert L. Pelletier, Scale 1"=10' dated November 7, 1973, drawn by Brant S. Haworth Assoc. and recorded in Bristol County S.D. Registry of Deeds in Plan Book 92, Page 24.

FOR TITLE, see deed recorded at said Registry in Book 8383, Page 295. Also, see Affidavit Regarding Estate Taxes relative to the Estate of J. Normand Dumont recorded in Book 9596 Page 100. Also, see Affidavit Regarding Estate Taxes relative to the Estate of Rhea Dumont who died on June 11, 2012 and recorded herewith.

