



CITY OF NEW BEDFORD
JONATHAN F. MITCHELL, MAYOR

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

New Bedford Comprehensive Zoning Code Review

Code of Ordinances – Chapter-9

NS Theodore Rice Boulevard – PLOT: 136 – LOT: 322 – ZONED DISTRICT: MUB

Site Plan Review is Required from the Planning Board

Variance Required from the Zoning Board of Appeals

Zoning Code Review as follows:

Site Plan Review for Ground Signs

Planning Board

❖ SECTIONS

- 5400 – Site Plan Review
- 5410 – Purpose
- 5420 – Applicability
 - 5427 – Commercial or Industrial Ground Signs
- 5430-5490B

Variance

Zoning Board of Appeals

❖ SECTIONS

- 3200 – Sign Regulations
- 3201 – Purpose
- 3210 – General Regulation
- 3250 – Regulation Governing Particular Types of Signs
 - 3254 – Ground Signs
 - 3255 – Area Restrictions for Ground Signs
 - 3256 – Location Restrictions

IX. HOMEOWNER LICENSE EXEMPTION**Supplement #1**

The current exemption for "homeowner" was extended to include owner-occupied dwellings of two units or less and to allow such homeowners to engage an individual for hire who does not possess a license, provided that the owner acts as supervisor. (State Building Code Section 110.5)

DEFINITION OF HOMEOWNER:

Person(s) who own a parcel of land on which he/she resides or intends to reside, on which there is, or is intended to be, a one to two family dwelling, attached or detached structures accessory to such use and /or farm structures. A person who constructs more than one home in a two-year period shall not be considered a homeowner. Such "homeowner shall submit to the Building Official, on a form acceptable to the Building Official, that he/she shall be responsible for all such work performed under the building permit. (Section 110.5)

The undersigned "homeowner assumes responsibility for compliance with the State Building Code and other applicable codes, ordinance, rules and regulations, and will comply with the City of New Bedford Building Department minimum inspection procedures and requirements.

HOMEOWNERS SIGNATURE _____

X. CONSTRUCTION DEBRIS DISPOSAL**Supplement #2**

In accordance with provisions of Massachusetts General Law C40, S54, debris resulting from this work shall be disposed of in a properly licensed solid waste disposal facility as defined by Massachusetts General Law C 111, S150A

The debris will be disposed of in: _____

(Location of Facility)

Signature of Permit Applicant _____

Date _____

XI. HOME IMPROVEMENT CONTRACTOR LAW AFFIDAVIT

(Residential Use Only) Supplement to Permit Application

Supplement #3

MGLc. 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 of building" be conducted by registered contractors, with certain exceptions, along with other requirements.

Type of Work: Install SIGNSEst. Cost \$4,630Address of Work 15 Theodore Rice Boulevard plbt 136 Lot 322Owner Name: BETA REALTY, LLC.

Date of Permit Application: _____

I hereby certify that: Registration is not required for the following reason(s):

_____ Work excluded by law _____ Job under \$1,000 _____ Building not owner-occupied _____ Owner obtaining own permit

Other (specify) _____

Notice is hereby given that:

OWNERS OBTAINING THEIR OWN PERMIT OR EMPLOYING UNREGISTERED CONTRACTORS FOR APPLICABLE HOME IMPROVEMENT WORK DO NOT HAVE ACCESS TO THE ARBITRATION PROGRAM OF GUARANTY FUND UNDER MGLC. 142A.

signed under penalties of perjury:

I hereby apply for a permit as the agent of the owner:

Date
OR:

Contractor Signature _____

Registration No. _____

Notwithstanding the above notice, I hereby apply for a permit as the owner of the above property:

Date _____

Owner Signature _____

XII. BUILDING COMMISSIONERS REVIEW COMMENTS AND CONDITIONS

C. Building Permit Rejected

☒ SITE Plan Ground Signs Planning Board
VARIANCE - ZBA

Fee _____

Reason For Rejection:

Permit # _____

" See Attachments "

Comments and Conditions:

Signed _____

Date: 9/14/2018

Title _____

Not valid unless signed (not stamped) by Building Commissioner

3200. - SIGN REGULATIONS.

3201. Purpose.

- (A) Signs constitute a separate and distinct use of the land upon which they are placed and affect the use of adjacent streets sidewalks and other public places and adjacent private places open to the public. The unregulated construction, placement and display of signs constitute a public nuisance detrimental to the health, safety, convenience and welfare of the residents of the City.
- (B) The purpose of article 3200 is to establish reasonable and impartial regulations for all exterior signs and those interior signs designed to attract the attention of persons located outdoors in order to: reduce traffic hazards caused by such unregulated signs which may distract and confuse, and impair the visibility of, motorists and pedestrians; ensure the effectiveness of public traffic signs and signals; protect property values by ensuring the compatibility of property with that surrounding it; provide an attractive visual environment throughout the City; protect the character and appearance of the various neighborhoods in the City; attract tourists to the City; protect the public investment in streets, highways, and other public improvements; and protect and improve the public health, safety, and general welfare. Additionally it is intended to protect the Central Business District and Historic District in accordance with the purposes stated in Section 3200AA.
- (C) The regulations contained in this Section advance these significant government interests and are the minimum amount of regulation necessary to achieve them.

(Ord. of 12-23-03, § 1)

3210. General Regulations.

This sign ordinance shall apply to all City signs and their supporting devices, including signs located within the Chapter 40C Historic District. Signs in the Historic District will require approval from the New Bedford Historical Commission.

This ordinance shall not apply to signs erected by government agencies.

Any sign or any related frame, structure or mounting device, deemed to be abandoned by the Inspector of Buildings must be removed from the premises by the owner of the premises upon cessation of the business, activity, trade, product or service.

Any sign, display or device allowed in this Section may contain, in lieu of any other copy, any otherwise lawful noncommercial message that does not direct attention to a business operated for profit, or to a commodity or service for sale, and that complies with all other requirements of this Chapter.

(Ord. of 12-23-03, § 1)

3220. Prohibited Signs.

The following signs are prohibited:

3221. Any sign which may be confused with or construed as a public safety device or sign or traffic or emergency light because of its color, shape or design.

3222. Any sign which incorporates moving, flashing, animated or intermittent lighting, excluding public service signs such as those that display time and temperature.

3223. Signs mimicking the appearance or copy of traffic signs or signals.

3224. Revolving signs.

3225. Portable signs mounted on wheeled trailers.

3226. Signs constructed, mounted or maintained upon the roof of any building.

3227. Off-Premise Signs—Types Defined: The following words, as used in Section 3228, shall have the following meaning:

Digital Sign (or) Digital Billboard: A sign on which the message is electronically or electrically displayed digitally through Light Emitting Diodes (LED), Liquid Crystal Display (LCD) or other means of electronic or other illumination to display and or change messages of words and numbers.

Dynamic Display: Any characteristics of a sign that appear to have movement or that appear to change, caused by any method other than physically removing and replacing the sign or its components, whether the apparent movement or change is in the display, the sign structure itself, or any other component of the sign. This includes a display that incorporates a technology or method allowing the sign face to change the image without having to physically or mechanically replace the sign face or its components. This also includes ant rotating, revolving, moving, flashing, blinking, or animated display and any display that incorporates rotating panels, LED lights manipulated through digital input, "digital ink" or any other method or technology that allows the sign face to present a series of images or displays.

Commercial Electronic Variable Message Sign (or) CEVMS: An off-premise self luminous advertising sign utilizing Light Emitting Diodes (LED), Liquid Crystal Display (LCD), Organic Light Emitting Diodes (OLED), plasma or other electronic media or technology that electronically or digitally depicts any kind of light, color, or message change which ranges from static images to image sequences to full motion video. Also may be referred to as an Electronic Billboard (EBB) or a Digital Billboard (DBB).

Electronic Sign: A sign, display, or device that changes its messages or copy at intervals by programmable electronic, digital, or mechanical processes or by remote control.

3228. Off-Premise Signs Prohibited: The construction of new off-premise signs, including billboards, electronic signs, digital billboards, CEVMS or Dynamic Displays is prohibited throughout the City and the City may not issue permits for their construction or relocation. This prohibition shall include the

construction, reconstruction, enhancement, upgrading or conversion of an existing off-premise sign to an off-premise Dynamic Display Sign, Electronic Sign, or Commercial Electronic Variable Message Sign (CEVMS) such that no off-premise Dynamic Display Signs, Electronic Signs, or CEVMS are permitted.

(Ord. of 12-23-03, § 1; Ord. of 6-15-11, § 1)

3230. Permit Required. The following types of signs require a permit:

3240. Signs Extending Over a Street Layout. No person shall attach to or maintain on any building, structure or other support or otherwise locate or maintain any sign, board or other device in the nature of a notice, designation or other advertisement, so that it shall extend or project over the sidewalk of any street in the City, except under a permit therefor and in compliance with this Section.

3241. Display of banners. No banner shall be displayed across a street without the application to and issuance by the City Clerk, who shall consult with the Fire Department prior to the issuance of a permit.

3242. Awning, shade; minimum height; maximum projection. No awning or shade shall be placed or maintained on any building so as to project into the sidewalk area of a street, without a permit from the City clerk. All such awnings or shades shall be supported from above, and shall not be less than eight (8) feet above the level of the sidewalk over which they are placed, and shall not reach within twenty-four (24) inches of a line perpendicular to the outer edge of the curbing of said sidewalk. Nothing herein shall be construed to prohibit any marking or printing upon any awning constructed and maintained according to law.

(Ord. of 12-23-03, § 1)

3250. Regulations Governing Particular Types of Signs.

3251. Wall signs. Wall sign shall mean and include any sign attached to or erected against a building or other structure with the face of the sign in a plane parallel to such building or other structures and not projecting more than twelve (12) inches therefrom. Individual letters or devices cut into masonry or so affixed as to form an integral part of an exterior wall, shall not be considered wall signs if they are cut into or project out of said wall for a depth of one-fourth ($\frac{1}{4}$) of an inch or less.

3252. Area Restrictions for wall signs. In Mixed-Use Business districts, no wall sign shall have an area in square feet in excess of the product of the width of the building or storefront, as may be appropriate, times two (2). Such allowable area shall also include the length of the building, if on a corner lot, times two (2). This section shall not apply in the Central Business District (CBD) which is controlled by Section 3200A.

3253. Diagonal Walls. Where a wall upon which a wall sign is located is not parallel to the street toward which it faces, the length of the wall shall be calculated as the length of street frontage between two (2) lines developed perpendicular to the street line from the ends of the diagonal wall.

3254. **Ground Signs.** Ground sign shall mean and include any sign having as supports wood or metal columns, pipes, angle iron framing, masonry, plastic or any combination of these materials unattached to any building or other structure.

NA
3255. **Area restrictions for ground signs.** In Mixed-Use Business districts, no ground sign shall exceed one square foot in area for each linear foot of street frontage of the lot upon which it is erected, but in no event shall such sign exceed twenty-five (25) square feet in area, nor shall there be a distance of more than ten (10) feet from the ground to the bottom of the sign and not more than fifteen (15) feet from the ground to the top of the sign.

3256. **Location restrictions.** No ground sign shall project over a public way, nor shall a ground sign be located closer than six (6) feet from a lot line. **Only one ground sign shall be permitted per lot in a Mixed-Use Business district.**

3257. Deleted.

3258. **Shopping Center signs.** Each shopping center in a Mixed-Use Business district is authorized to have a ground sign of the size allowed in Section 3212. This sign may identify the shopping center or list the several businesses therein, or a combination of the two. Separate ground signs identifying separate establishments are prohibited.

3259. **Signs on nonconforming buildings.** When a building used for business or industrial purposes exists in a residential district as a nonconforming use, wall signs in existence on the date of enactment of this Ordinance may be maintained, repaired or replaced provided in the latter case that the sign area is neither increased nor larger than would be allowed in a Mixed-Use Business district, whichever is smaller. Projecting, roof or ground signs are prohibited and cannot be replaced.

(Ord. of 12-23-03, § 1)

3260. **Application for and Issuance of Permits.** Upon application, the City Clerk may issue permits to the owner, lessee, or occupant of a building, structure or other support, for activities regulated by Section 3203, subject to the conditions, limitations and requirements of this Section. Every applicant for a permit shall sign an agreement on the application blank to observe and conform with the conditions, limitations and requirements, subject to which the permit is granted. The City Clerk shall not grant any such permit until such Clerk shall have submitted the application therefor to the Inspector of Buildings, and such Inspector shall have approved the definite location and construction thereof. In each application the specifications of the proposed construction shall be stated and said superintendent may require a plan thereof to be filed along with the application.

3261. **Permit fee.** A fee of one dollar (\$1.00) shall be charged by the City Clerk upon the issuance of any permit as required by the provisions of this Section.

3262. Conditions of permits subject to amendment. No right shall be acquired under any such general or special permission or any other provisions hereof, which shall prevent the governing body of the City at any time from withdrawing permission for the construction or maintenance of signs, awnings or shades over sidewalks, or from changing the conditions, limitations or requirements under which permission may be had for the same, or from repealing or amending this Section, or any ordinance in amendment thereof or in addition thereto.

(Ord. of 12-23-03, § 1)

3270. **Exemptions.** The following types of signs are not required to obtain a permit from the City Clerk in accordance with this Section:

3271. A sign which does not weigh more than ten (10) pounds; neither shall permits be required for poles, wires, conduits, and appurtenances of railroad, telephone, water, gas and electric companies.

(Ord. of 12-23-03, § 1)

3280. **General Standards for Signs Requiring Permits in Accordance with Section 3220.**

3281. No permanent sign hereafter erected shall extend or project into the street layout beyond a line drawn twenty-four (24) inches back from the curbline.

3282. No sign of cloth or fabric on a wood frame shall be maintained for a period of longer than thirty (30) days from the date of the temporary permit, and no sign of this type shall be permitted of a size greater than twenty (20) square feet, nor to project into the street layout more than five (5) feet. If the sidewalk beneath the proposed cloth sign is less than seven (7) feet in width, it shall not extend nearer than two (2) feet to the curbline. No permit for a cloth sign shall be renewed after expiration of thirty (30) days.

3283. The lower edge of all signs requiring a permit shall be not less than eight (8) feet above the sidewalk.

3284. Every sign permitted hereunder and the framework, braces, anchors and other supports therefor shall be constructed of materials and in a manner that shall be satisfactory to the Inspector of Buildings, and shall be kept in good repair, and in safe condition.

3285. Any sign to be illuminated from within shall be inspected and approved as to wiring by the inspector of wires before the issuance of a temporary permit. No sign now erected and maintained shall be removed and replaced without a new permit therefor, but this clause shall not prohibit repainting or repairs made to an existing sign, if the same are made without removal of sign from its supports.

(Ord. of 12-23-03, § 1)

3290. Temporary Permit to Erect Sign. The City Clerk is hereby empowered to grant a temporary permit to erect a sign, subject to the approval of the City Council, which has been approved by the inspector of wires as to wiring, if such approval is required, and provided that a permit for said sign has been issued by the by the Inspector of Buildings. As soon as a sign is erected under a temporary permit issued by the City Clerk the applicant shall notify the Inspector of Buildings that the sign is ready for inspection by the Inspector of Buildings.

(Ord. of 12-23-03, § 1)

3290A. Penalty for Violation. Any failure to comply with any conditions, limitations or requirements of this Section by any licensee, owner, or person maintaining any such sign, awning or shade, whether under general or special permission hereunder, shall constitute in each case a forfeiture of such permission or privilege. Any person erecting or maintaining any such sign, banner awning or other structure in violation of any provisions hereof, after five (5) days' notice to remove has been given, shall be punished as provided by law.

(Ord. of 12-23-03, § 1)

3290B. Indemnity of City. Prior to obtaining a temporary sign permit from the City Clerk, the license applicant shall provide an insurance certificate, naming the City as an additional insured. Said insurance certificate shall be in an amount deemed adequate by the City Solicitor, to protect the City's interests. Prior to obtaining a temporary sign permit from the City Clerk, the license applicant shall also provide certification that the licensee, and every owner of, or person maintaining any such sign shall be liable for and shall satisfy, and hold the City harmless and indemnified against any liability on its part on account of any lawful damages to persons or property caused by the construction or maintenance of such sign, awning or shade over the sidewalk, or any negligence relative thereto. Failure to maintain adequate insurance or failure to maintain a valid certificate of indemnification shall void said license. Upon determining that a license has become void, the City Clerk shall notify the property owner in writing that failing to obtain a new license, within five (5) days from the date of the notice, will result in the City's removal of the sign, awning or shade, at the sole expense of the property owner and such owner shall be liable for reimbursing the City for all expenses of such removal paid by it.

(Ord. of 12-23-03, § 1)

3290C. Regulations for Removal of Signs. Whenever any sign in the City is found by the Inspector of Wires or Inspector of Buildings, which is not constructed or maintained in accordance with the conditions, limitations and requirements thereof, said Inspector of Wires or Buildings may, or if in such Inspector's opinion it is for any reason unsafe or dangerous, or if in such Inspector's opinion the public interests require its removal, or if the use for the sign has been discontinued, the Inspector of Wires or Inspector of Buildings may order the owner of, or person maintaining or having the care of such sign to remove the sign and its appurtenances, and if the same is not so removed by within five (5) days from the date such order is given such person, the Inspector of Buildings shall cause the same to be removed, and such owner or other

person shall reimburse the City for all expenses of such removal paid by it. In any case of emergency, said Inspector may cause any such sign to be forthwith removed, and the expense thereof shall be repaid the City by such owner or other person.

(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

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 Section 5400 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)

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

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;

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)

Location: 209 THEODORE RICE BLVD

Parcel ID: 136 322

Zoning: IC

Fiscal Year: 2018

Current Owner Information:

CORNISH PARTNERS LLC

P O BOX 4023

NEW BEDFORD , MA 02741

Current Sales Information:

Sale Date:

06/21/2005

Sale Price:

\$650,000.00

Legal Reference:

7612-348

Grantor:

COASTLOG,INDUSTRIES LLC

Card No. 1 of 1

This Property contains 4.87 acres of land mainly classified for assessment purposes as LAND-I

Building Value:

0

Land Value:

235800

Yard Items Value:

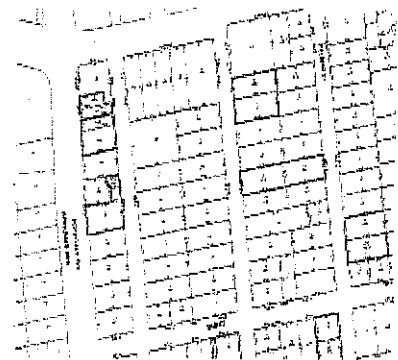
0

Total Value:

235800

**No
Sketch
Available**

**NO
IMAGE
AVAILABLE**



Fiscal Year 2018

Tax Rate Res.: 16.63

Tax Rate Com.: 35.65

Property Code: 440

Total Bldg Value: 0

Total Yard Value: 0

Total Land Value: 235800

Total Value: 235800

Tax: \$8,406.27

Fiscal Year 2017

Tax Rate Res.: 16.69

Tax Rate Com.: 36.03

Property Code: 440

Total Bldg Value: 0

Total Yard Value: 0

Total Land Value: 186500

Total Value: 186500

Tax: \$6,719.60

Fiscal Year 2016

Tax Rate Res.: 16.49

Tax Rate Com.: 35.83

Property Code: 440

Total Bldg Value: 0

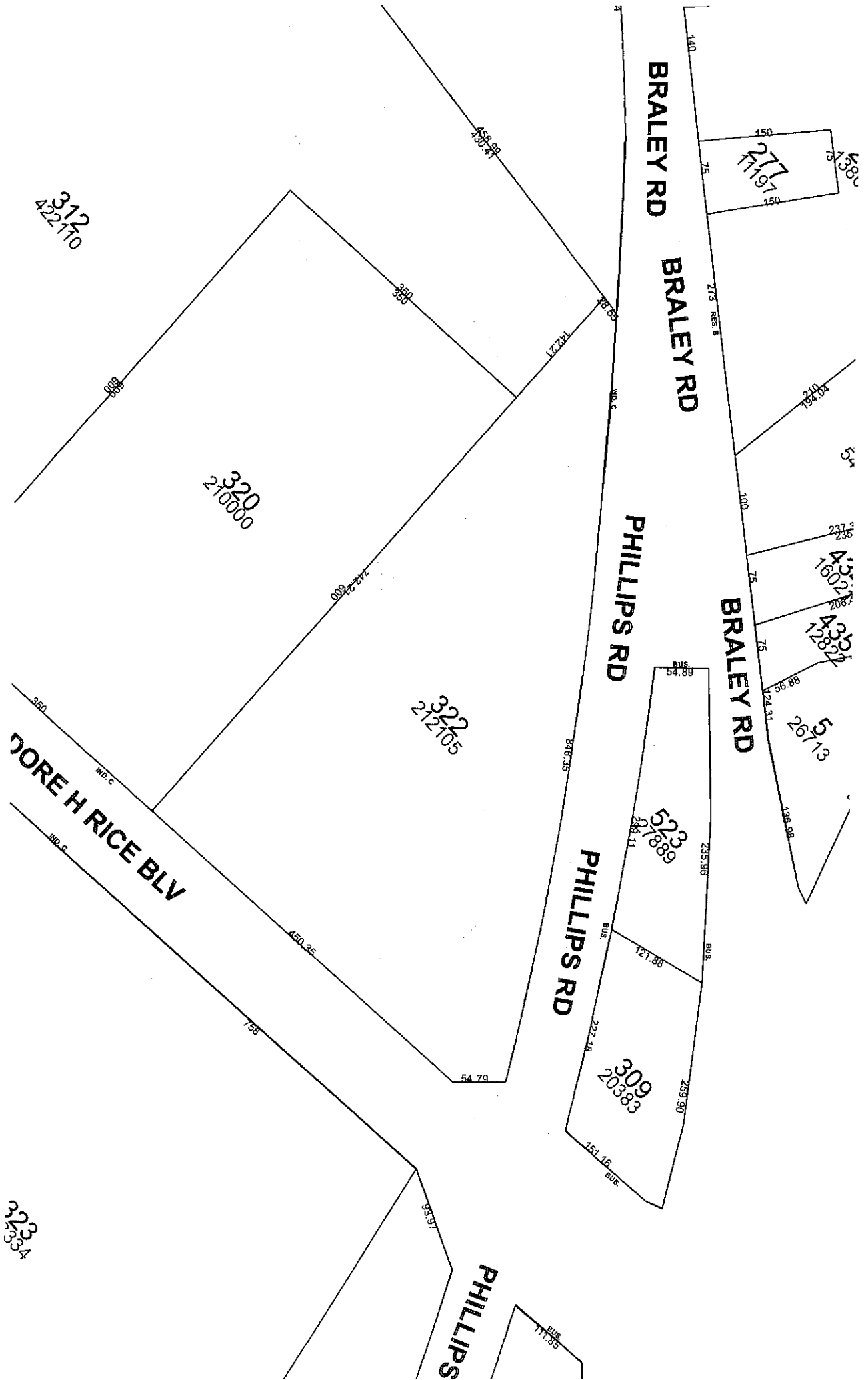
Total Yard Value: 0

Total Land Value: 186500

Total Value: 186500

Tax: \$6,682.30

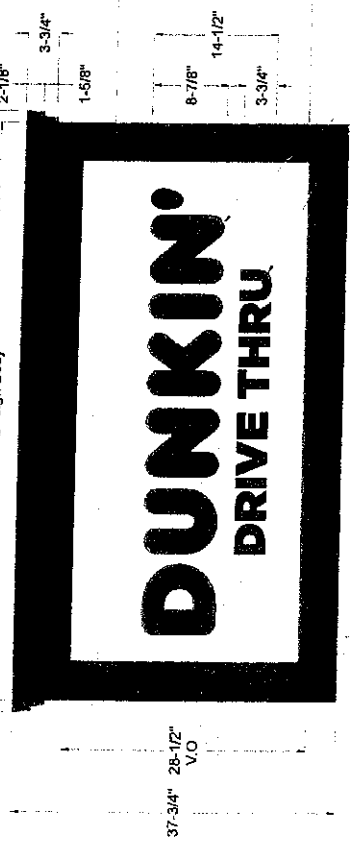
Disclaimer: Classification is not an indication of uses allowed under city zoning.
This information is believed to be correct but is subject to change and is not warranted.



On Line 711 2118
 2009 Theodore Rice Blvd
 IS Permit in Part TB-18-2036

66-1/4" Pediment (Molding/Two Sections)

66-1/2" Sign Body



37-3/4" 28-1/2" V.O.

51-1/2" Graphics

55-1/2" V.O.

E1 Elevation: Qty: 1) #9859.5 Custom Fabricated Wall Sign
 37'-3/4" x 69'-1/4" = 18.1 Sq. Ft.
 Centered in Fascia Space

Description:
 (Qty: 1) Single sided custom fabricated wall sign with dimensional graphics.
 • 1/2" Extra backer panel
 • 3/4" PVC border frame (fastened from behind, no visible fasteners)
 • Pediment (topper) comprised of 2 sections of molding, with mitered corners on front and both sides of panel. Type of top & bottom molding TBD
 • 1/2" PVC graphics
 • High performance vinyl border
 • King style clips affixed to back for installation purposes, "L" brackets on top for extra security

Typeface/Logo:
 • New NextGen Art on File

Colors:
 • Molding
 • Frame
 • Returns
 • Background
 • 1/2" PVC Gfx
 • Vinyl Gfx
 Installation:
 • By ViewPoint

Painted Dark Gray PMS #7540c
 (BM Raccoon Fur #2128-20)
 Painted Dark Gray PMS #7540c
 (BM Raccoon Fur #2128-20)
 Painted Dark Gray PMS #7540c
 (BM Raccoon Fur #2128-20)
 Painted White
 Painted DD Orange PMS #65c
 Painted DD Magenta PMS #29c
 DD Orange HP 3M #220-14

Stainless Steel
 Self-Tapping Set Screws

"L" Style Bracket

Pediment/Molding
 (Front & Sides)

1/2" Extra Backer

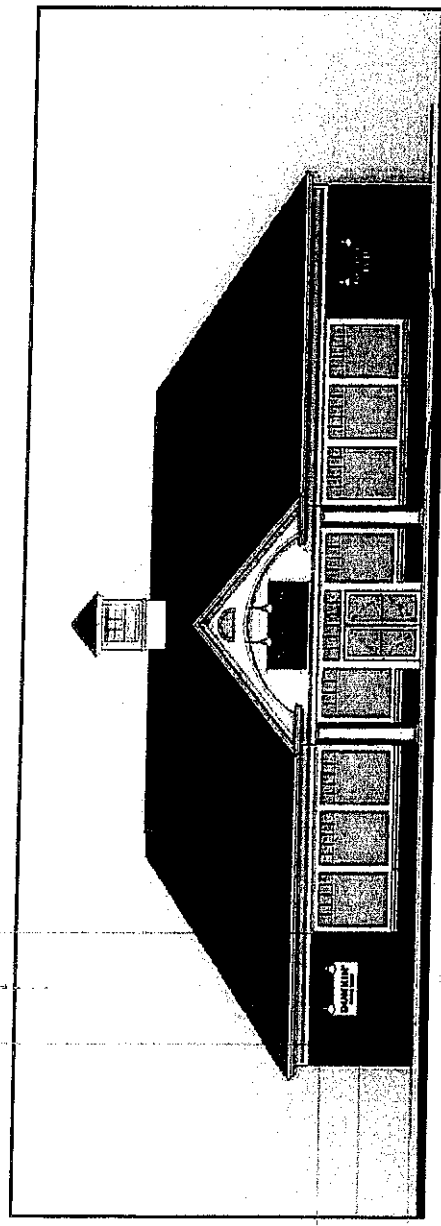
3/4" PVC Framing

1/2" PVC Graphics

Brick Facade

King Style Mounting
 Hardware Clips

Sleeve-Anchor
 Hardware



Goose-neck
 Illumination
 By Others
 56-3/4" +/-

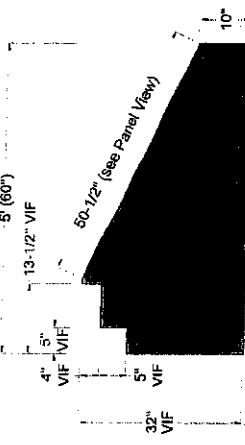
RE Rendering Elevation View: Proposed

M1 Mounting Detail View

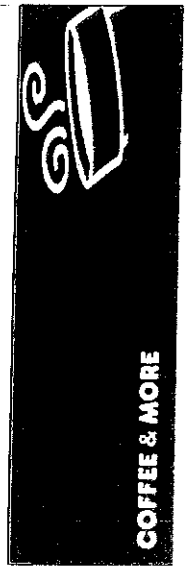
Job: Dunkin' Donuts	Account Manager: Sean Donovan	Date: 09.05.18	Revisions: D2.25	Revisions: 09.11.18 R.25 D2.5	Customer Approval [Signature]	Production Approval [Signature]
Location: 209 Theodore Rice Blvd, New Bedford, MA	File: 00 New Bedford 209 Rice panel sign layout	Designer: Pete Rivero			TBD	TBD

THIS PROPOSAL DRAWING CONTAINS ORIGINAL ELEMENTS CREATED BY VIEWPOINT SIGN AND AWNING. ALL RIGHTS RESERVED. UNAUTHORIZED DUPLICATION OR REPRODUCTION IS PROHIBITED.

ViewPoint
 SIGN AND AWNING
 1.508.393.8200
 1.508.393.4244



9' (108")

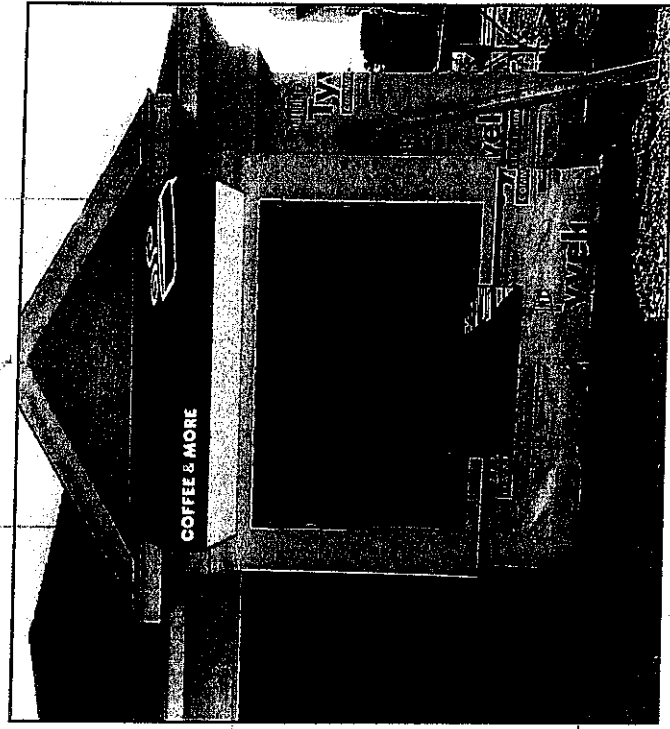


E1 Elevation: Qty: 1) #9859.3 Shed Style Awning
Location: Drive Thru - Over Window

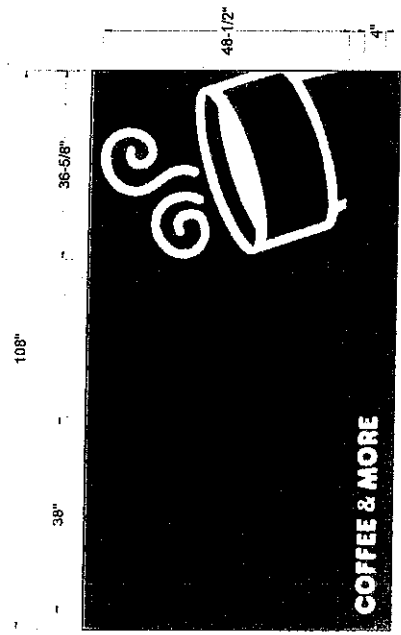
- Description:**
- Qty: 1) FB (Fresh Brew) shed style awning.
 - Welded extruded aluminum frames (Mill Finish)
 - Covered with Iron PB Orange Solid #SPD-10 awning fabric
 - Extruded graphics areas on valance and panel
 - Internally wired light fixture
 - Exaggerating at bottom for protection
- Typelace/Logo:**
- Art on file
- Colors:**
- Frames - Mill Finish
 - Arion Fabric - FB Orange Solid #SPD-10
 - Graphics - Extruded
- Installation:**
- By ViewPoint
 - Note: Power by Others
 - This sign is intended to be installed in accordance with the requirements of Article 600 of the National Electrical Code (NEC) and/or other applicable Local Electrical Codes (LEC). This includes proper grounding and bonding of the sign.

S1 Side View

Centered Over Window



PE Photo Elevation View, Proposed



P1 Panel View
Coffee & More = 1 Sq. Ft. of Gfx, Cup Icon = 12.3 Sq. Ft. of Gfx

Job:

Dunkin' Donuts

Location:

279 Boston Ave Sd, New Bedford, MA 01910

Account Manager:

Sean Donovan

Date:

09/04/18

Revisions:

09/12/18 R.25 DL.25

Designer:

Pete Rivera

Customer Approval

Act. Manager Approval

Production Approval

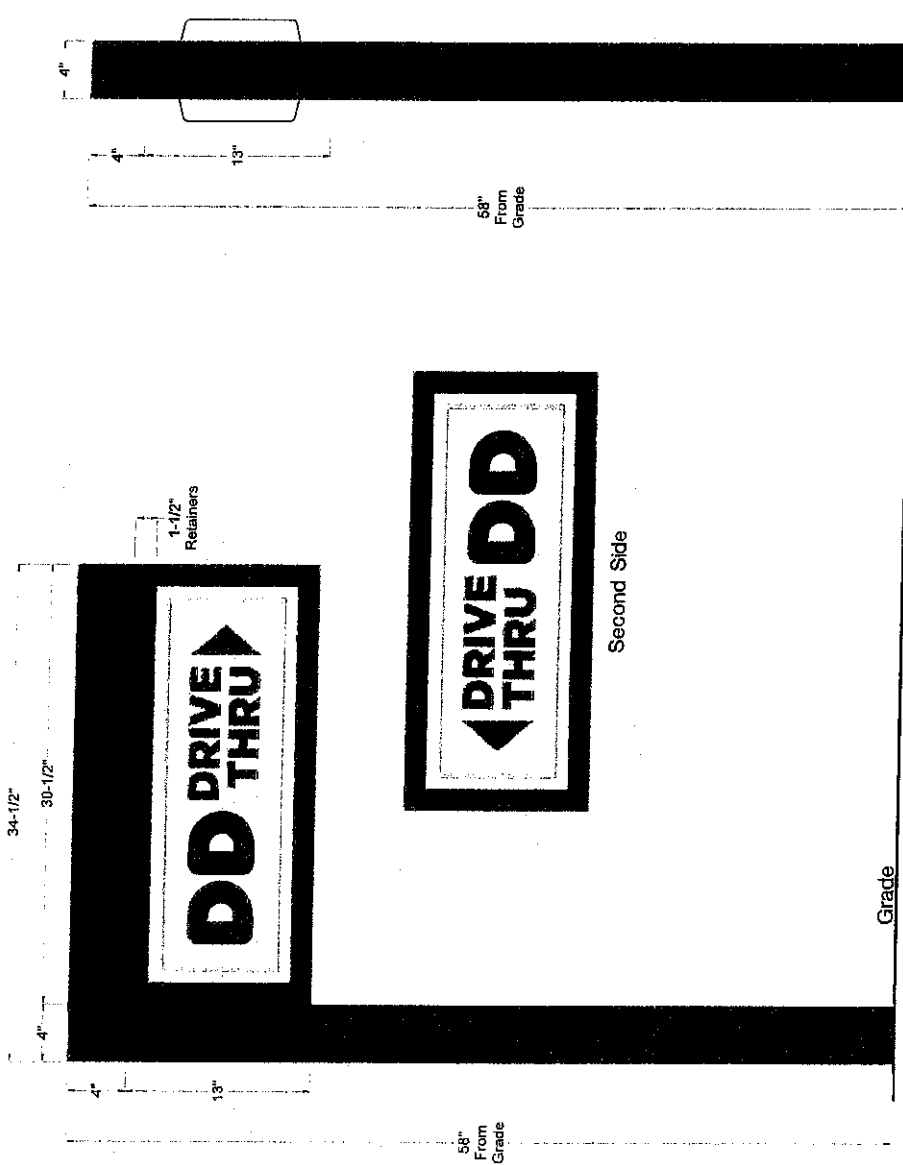
1.508.393.8200

1.508.393.4244

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Description:
 (Qty: 1) NextGen Flag style double sided internally illuminating directional sign.
 • Painted aluminum extrusion cabinet
 • Painted aluminum flag style post
 • Internally wired LED illumination
 • Pan-formed polycarbonate faces with second surface trans vinyl graphics

Logo/Typeface:
 • New 2016 Art on File
 • Copy - Gotham Ultra

Colors:
 • Post - Painted Dark Gray FMS #425c
 • Cabinet - Painted Dark Gray FMS #425c
 • LEDs - White
 • Graphics - DD Orange Trans 3M #6630-3123
 • DD Magenta Trans 3M #5330-1379
 • DD Dark Gray HP 3M #220-41

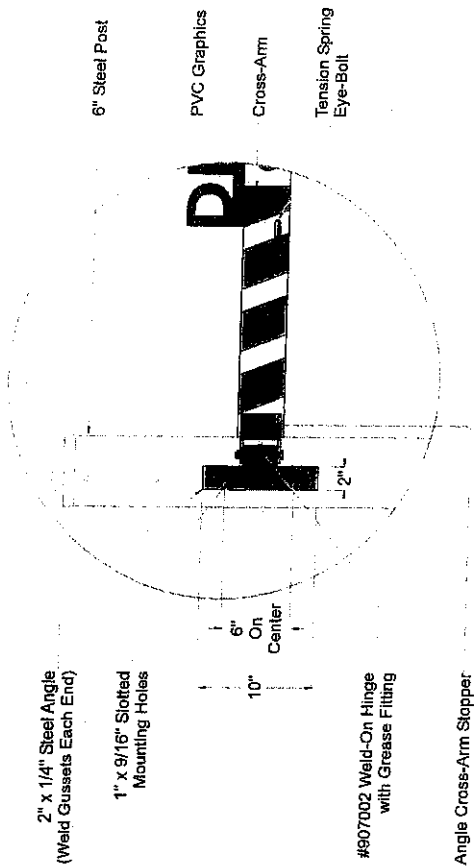
Installation:
 • By ViewPoint
 • Note: Power by Others
 • This sign is intended to be installed in accordance with the requirements of Article 600 of the National Electrical Code (NEC) and/or other applicable Local Electrical Codes (LEC). This includes proper grounding and bonding of the sign.

E1 Elevation (Qty: 1) #9859.1 Double Sided Directional (Illuminating)
 (NextGen/Flag Style)

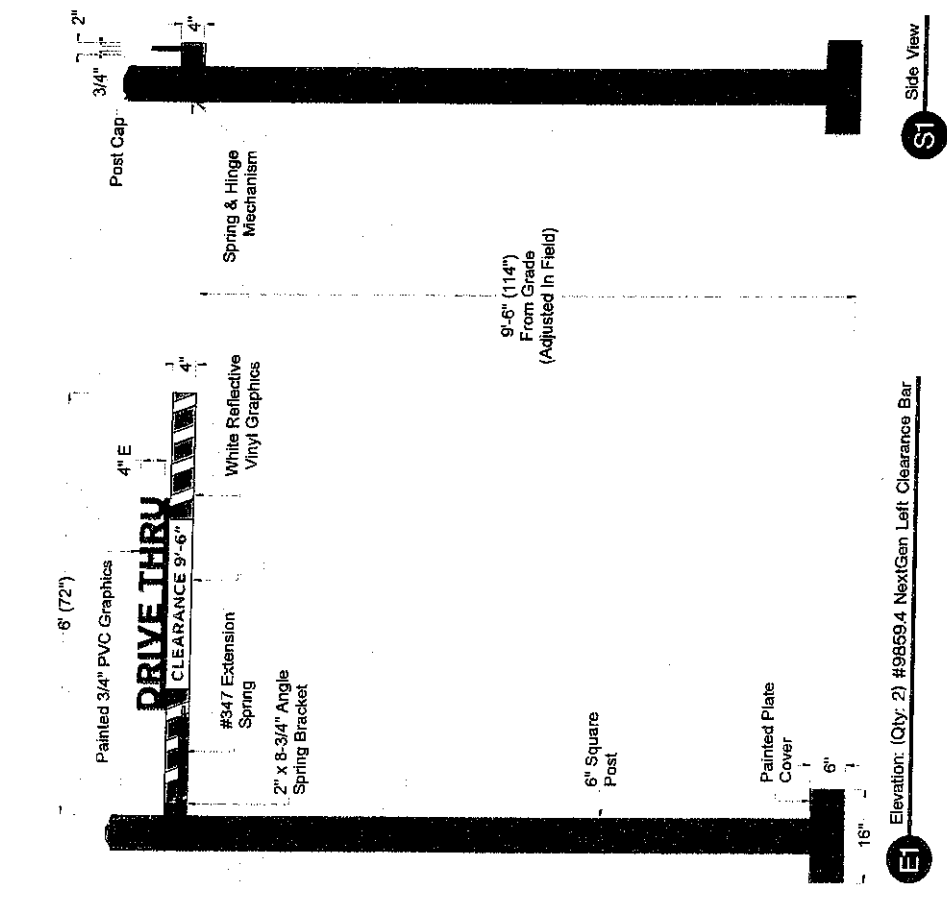
S1 Side View

Job: Dunkin' Donuts Location: 297 Hazards Ave Bldg, New Bedford, MA Account Manager: Sean Donovan Date: 09/04/18 Revisions: 02/25 Designer: Pete Rivera		Customer Approval: _____ Acct. Manager Approval: _____ Production Approval: _____	
ViewPoint SIGN AND AWNING		1.508.393.8200 FAX 1.508.393.4244	

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HD Swing Hinge Detail View



S1 Side View

- Description:**
- (Qty: 2) NextGen style non-illuminating clearance bars.
 - Painted steel post and extension arm
 - Painted 3/4" PVC "Drive Thru" graphics mounted to extension arm
 - 1st surface applied white reflective vinyl "Clearance" and stripe graphics on extension arm
 - Painted hinge bracket & stopper
 - Pre-drilled advancement holes on post to allow for height clearance changes
 - Painted mounting plate covers
- Colors:**
- Post
 - Spring Bracket
 - Arm
 - Spring
 - Arm Swivel
 - Arm Plate
 - Bolt & Plate Cover
 - Hinge & Stopper
 - 3/4" PVC Graphics
 - Clearance Graphics
- Installation:**
- By ViewPoint
- Typeface:**
- Drive Thru - Gotham Bold
 - Clearance - Gotham Bold

- Painted DD Dark Gray PMS#425c (BM Raccoon Fur #2126-20)
- Painted DD Dark Gray PMS#425c (BM Raccoon Fur #2126-20)
- Painted DD Orange PMS#165c
- Painted DD Orange PMS#165c
- Painted DD Orange PMS#165c
- Painted DD Orange PMS#165c
- Painted DD Dark Gray PMS#425c (BM Raccoon Fur #2126-20)
- Painted DD Orange PMS#165c
- Painted DD Magenta #219c
- White Reflective 3M #280-10

Job: Durkin, Donuts

Location: 281 Neelands Ave. NE, New Bedford, MA

Account Manager: Sean Donovan

File: DD Neelands 281 Neelands Ave NE New Bedford MA

Date: 09/04/18

Designer: Pete Rivera

Revisions:

Revisions:

1.508.393.8200

1.508.393.4244

Customer Approval

Acct. Manager Approval

Production Approval

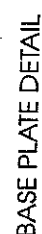
ViewPoint

SIGN AND AWNING

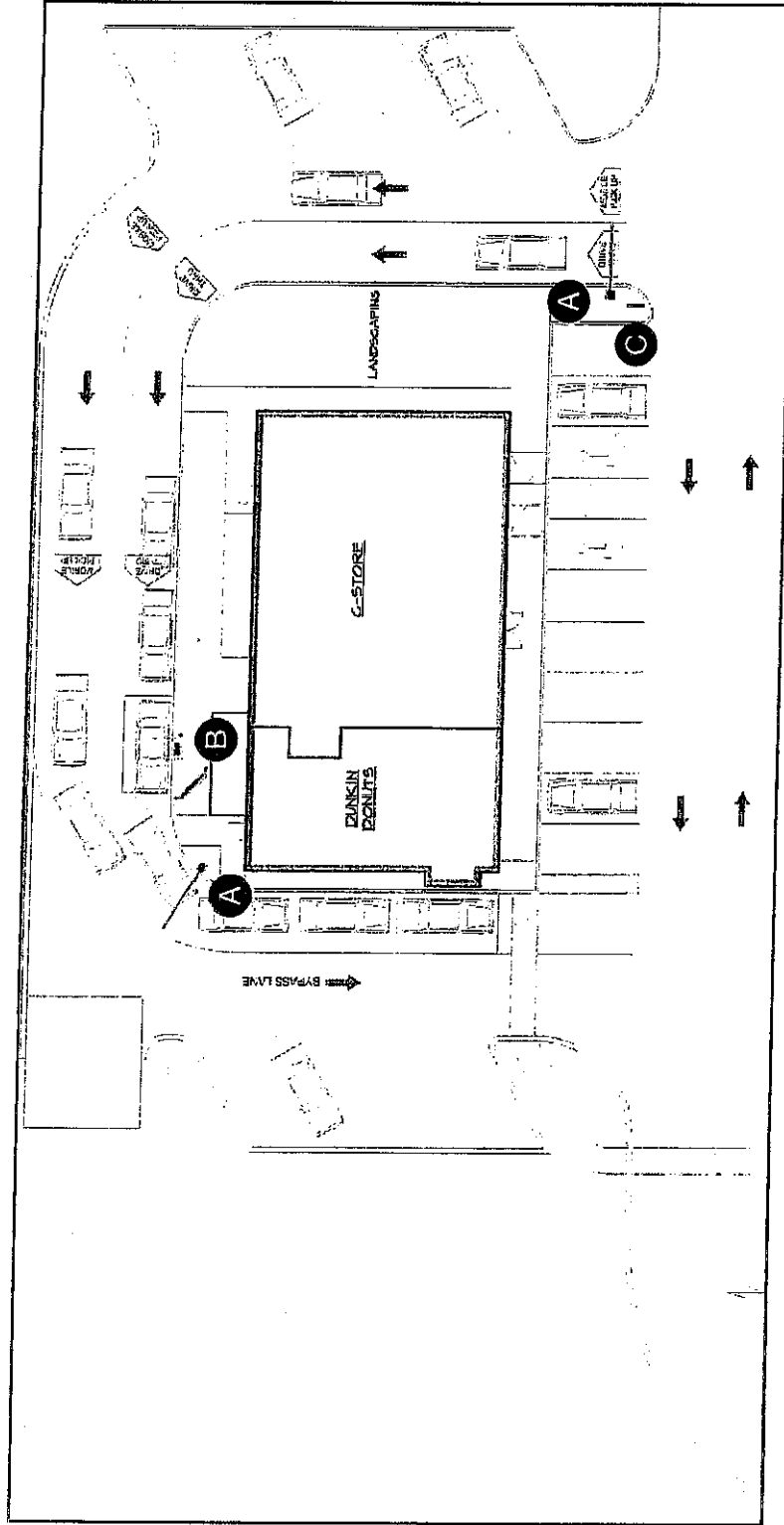
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Overall Height May Vary

Elevation: (Qty: 2) #9859.4 NextGen Left Clearance Bar



Dunkin' Donuts 2097 Theodore Rice Blvd New Bedford, MA Site Map



Site Map Key:

A = NextGen Clearance Bar

B = Menu & Speaker Tower

C = NextGen Drive Thru Directional

RE Rendering Elevation View: 49859 Signage Locations

Job: Dunkin' Donuts	Account Manager: Sean Donovan	Date: 09.05.18	Revisions: D.75	Customer Approval 1.508.393.8200
Location: 209 Theodore Rice Blvd, New Bedford, MA	File: DD New Bedford 2097Rice site map lupl	Designer: Pete Rivera	Acct. Manager Approval 1.508.393.4244	Production Approval



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Northboro, MA 01532

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www.ViewPointSign.com

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North East Canvas Products
Association
Industrial Fabrics Association
International

UL LISTED FABRICATORS

Matthew Silva
Building Inspector
City of New Bedford
133 William Street, Rm. 308
New Bedford, MA 02740

Re: Dunkin' Donuts Drive-Thru Menu Board
209 Theodore Rice Blvd. (N.E. Farms)

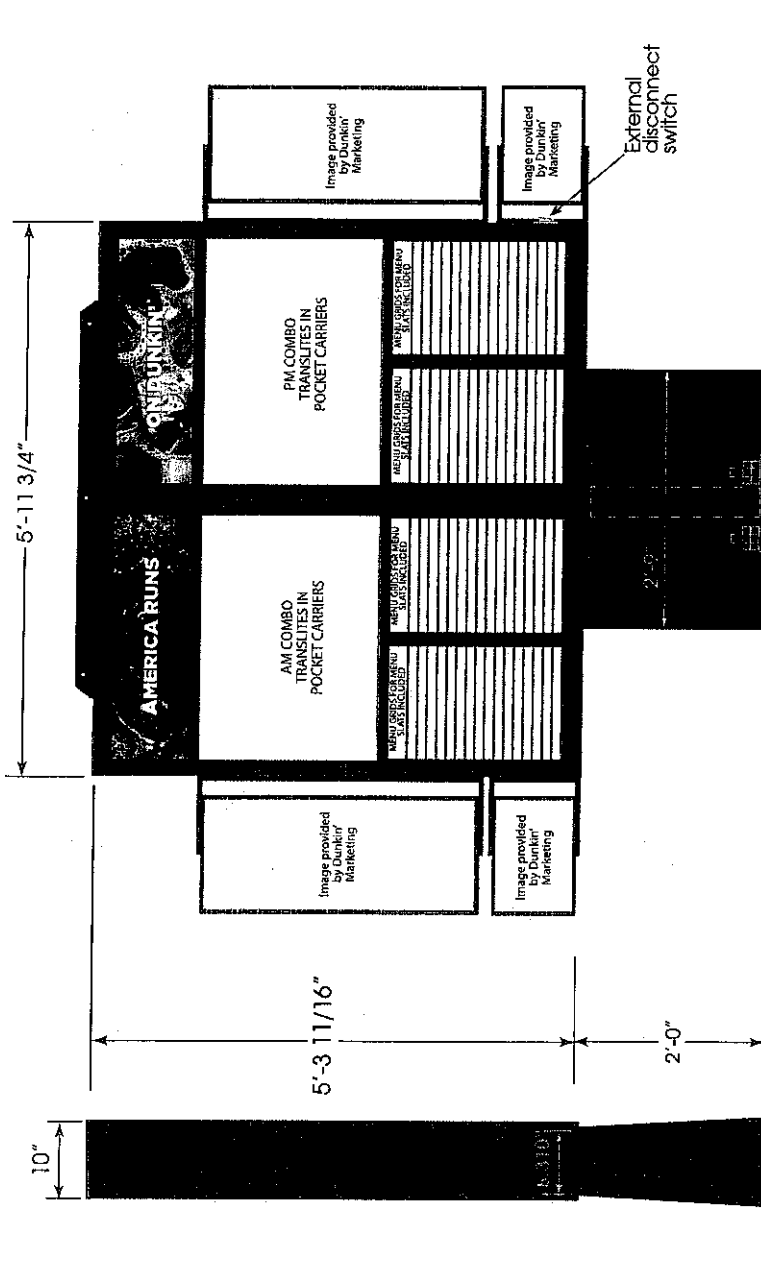
September 14, 2018

Mr. Silva:

The purpose of this letter is to confirm that the proposed exterior drive-thru Menu is static and will have no moving parts or any animation. All changes and updates would be done manually and will only display items sold on premise by the Dunkin' Donuts shop. I have also attached a standard product drawing supplied by the manufacturer.

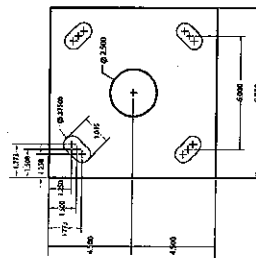
Sincerely,

Sean Donovan
Senior Account Manager
ViewPoint Sign and Awning
508-393-8200 ext. 18
donovan@viewpointsign.com



FRONT VIEW

SIDE VIEW



BASE PLATE DETAIL

SIGN SPECIFICATIONS

Materials:

- 22 ga. galvalneal steel
- Aluminum extrusion

Access:

- Open front doors to access menu grids and POP images
- Remove POP frames or menu grids to access LED lighting and power supplies

Area:

- 45.59 Sq. Ft.

Weight (approx.):

- 574 lbs.

ELECTRICAL SPECIFICATIONS

Lighting:

- (6) LED light bars

Power Supplies:

- (2) 12V 60Watt power supplies

Line Load:

- (1) 20 Amp circuit @ 120VAC

External disconnect switch

COLOR SPECIFICATIONS

- Painted to match PMS 7540C Gray (cabinet & flared base cladding, door frames and extenders)

ANCHOR BOLTS

- (4) 3/4" x 30"L required (sold separately)

DUNKIN'

Part No: **E032976; E033054; E033055;** Project No: **385981**

Description: **DD NEXT GEN LED**

Date: **7/05/18**

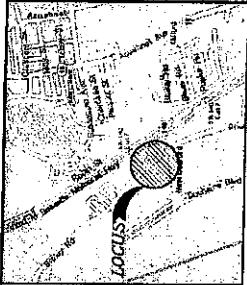
Drawn By: **CH**

Everbrite LLC

4949 S 110th Street, Greenfield, WI 53220
Phone: 414-529-3500 • Fax: 414-529-7191
Website: www.everbrite.com

Everbrite

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[illegible]

- NOTES:
1. I HEREBY CERTIFY THAT THE PROJECT, AS DESCRIBED, IS IN ACCORDANCE WITH THE CITY PLANNING DEPARTMENT'S STANDARDS AND REGULATIONS FOR PERSONS WITH DISABILITIES ACT (ADA) AND THE MASSACHUSETTS ARCHITECTURAL ACCESS BOARD.
 2. 3-20-18 DATE 3-23-18
 3. DEDICATORY PERMIT SUBJECT TO TRAFFIC COMMISSION APPROVAL
 4. PERMITS FOR SIDEWALK, DRIVEWAYS, WATER & SEWER UTILITIES SHALL BE OBTAINED FROM THE DEPARTMENT OF PUBLIC WORKS, ENGINEERING DIVISION.
 5. ALL UTILITIES SHALL BE OBTAINED BY THE CITY PLANNER AND CITY ENGINEER TO BE SUBMITTED TO THE CITY PLANNER AND CITY ENGINEER FOR REVIEW AND APPROVAL.
 6. ALL CITY ENGINEERS SHALL BE SUBMITTED TO THE CITY PLANNER AND CITY ENGINEER FOR REVIEW AND APPROVAL.
 7. ALL WORK AND MATERIAL WITHIN THE CITY RIGHT-OF-WAY SHALL CONFORM TO THE CITY OF NEW BEDFORD REQUIREMENTS TO CONSTRUCTION.
 8. ALL PERSONNEL, CONSTRUCTION MEASURES SHALL BE IN PLACE PRIOR TO CONSTRUCTION.
 9. ALL PERSONNEL MEASURES AND SIGNS SHALL CONFORM TO MUTATED REQUIREMENTS.
 10. ALL TRAFFIC COMMISSION APPROVAL OF CURB CUTS GRANTED ON AUGUST 23, 2012.

