



PLANNING BOARD

City Hall, Room 303
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New Bedford, MA 02740
(508) 979-1488
www.newbedford-ma.gov

Registry of Deeds/City Clerk Use Only:

CITY OF NEW BEDFORD
JONATHAN F. MITCHELL, MAYOR

NOTICE OF DECISION

Case Number:	18-32			
Request Type:	Site Plan for a New Ground Sign			
Address:	4317 Acushnet Avenue			
Zoning:	Mixed Use Business Zoning District			
Recorded Owners:	Paul T. Tetrault & Susan Tetrault, Trustees of Paul T. Tetrault and Susan L. Tetrault Living Trust			
Owner Address:	1070 Tobey Street New Bedford, MA 02745			
Applicant:	Tetrault Insurance Agency, Inc. c/o Paul T. Tetrault, Trustee of Paul T. Tetrault and Susan L. Tetrault Living Trust			
Applicant Address:	4317 Acushnet Avenue New Bedford, MA 02745			
Application Submittal Date	Public Hearing Date(s)	Decision Date		
June 15, 2018	July 11, 2018	July 11, 2018		
Assessor's Plot Number	Lot Number(s)	Book Number	Page Number	Certificate Number
136A	55	8718	229	

Application: Poyant Signs, Inc. (125 Samuel Barnet Blvd. New Bedford, MA) on behalf of Tetrault Insurance Agency, Inc. c/o Paul T. Tetrault (4317 Acushnet Avenue New Bedford, MA) for New Ground Sign Site Plan approval on a 0.22± acre site, located at 4317 Acushnet Avenue (Map: 136A, Lot: 55) in a Mixed Use Business [MUB] zoned district.

Action: GRANTED, WITH CONDITIONS, as described in section four (4).

A copy of this decision was filed with the City Clerk of the City of New Bedford on July 25, 2018. Any person aggrieved by this decision for Site Plan Approval has twenty (20) days to appeal the decision in accordance with the procedures set forth in Section 8 of Chapter 40A of the General Laws of Massachusetts and Section 5490B of the City of New Bedford Site Plan Review Ordinance.

7/25/2018
Date

Kathryn Duff, Chair
City of New Bedford Planning Board

1) APPLICATION SUMMARY

Poyant Signs, Inc. (125 Samuel Barnet Blvd. New Bedford, MA) on behalf of Tetrault Insurance Agency, Inc. c/o Paul T. Tetrault (4317 Acushnet Avenue New Bedford, MA) for New Ground Sign Site Plan approval on a 0.22± acre site, located at 4317 Acushnet Avenue (Map: 136A, Lot: 55) in a Mixed Use Business [MUB] zoned district.

2) MATERIALS REVIEWED BY THE PLANNING BOARD

Plans Considered to be Part of the Application

- ❑ Plan Set- Tetrault Insurance Agency – 4317 Acushnet Avenue New Bedford, MA; dated January 19 2018; date stamped received by City Clerk's Office June 15, 2018. Plans were prepared by Poyant Signs, in New Bedford, MA, not stamped; including:
 - Cover Sheet
 - Sheet 1 Sign Location Plan
 - Sheet 1C.1 Sign Elevation and Photo Comparison of Existing and Proposed
 - Sheet 2A.1 Photos of Existing
 - Sheet 1 Sign Location Plan

Other Documents and Supporting Materials

- ❑ Site Plan Review Application For New Ground Sign, stamped received by City Clerk's Office June 15, 2018
- ❑ Certified Abutters List
- ❑ Bristol County (S.D) Registry of Deeds Book 8718, Page 229;
- ❑ Department of Planning, Housing & Community Development Staff Report, dated June 29, 2018

3) DISCUSSION

Board Members Kathryn Duff, Arthur Glassman, Kamile Khazan, Alexander Kalife, and George Smith were in attendance at the July 11, 2018 meeting. Acting City Planner Kirsten Bryan and Staff Planner Jennifer Carloni were present during the discussion.

Ms. Stephanie Poyant Moran, Poyant Signs (125 Samuel Barnet Blvd. New Bedford, MA) presented on behalf of Tetrault Insurance Agency, Inc. (4317 Acushnet Avenue New Bedford, MA). Ms. Poyant Mora explained that the proposal would refurbish the existing ground sign on the site. The proposal includes the refacing of the sign, as well as modernization the changeable copy portion of the sign to a digital message center. Ms. Poyant Moran informed the board that the project had already received relief from the Zoning Board of Appeals for sections of the code that it did not meet. The relief granted by the Zoning Board of Appeals was for the overall area of the sign and the digital message center. She also noted that all the other existing signage on site would be removed, therefore reducing the overall square footage of signage present on the property.

Chair Duff noted that the Zoning Board of Appeals conditioned that the digital message center operation be limited to the hours between 7am-8pm, and could not change more frequently than 30 seconds. She inquired when the other portion of the sign would be illuminated. After a brief discussion between Ms. Poyant Moran and Board, it was determined that the sign face illumination hours would be limited and match the digital message center. Ms. Moran also noted that the sign has a light sensor, so it would only be illuminated when necessary.

Mr. Smith made a motion, seconded by Mr. Glassman to open the public hearing; the motion passed unopposed.

In response to Chairperson Duff's invitation to speak or be recorded in favor, Mr. Paul Tetrault, owner of Tetrault Insurance (4317 Acushnet Avenue New Bedford, MA) spoke in favor. He explained the existing sign was installed on the property in the 1980's so the intention for the proposed sign is to update and modernize the business signage. He also offered the message center portion of the sign for use for public service type messages such as parking bans or school closings. Ward 6 City Councilor Joseph Lopes (75 Dudley Street New Bedford, MA) was recorded in favor of the petition. No one else in attendance spoke in favor of the petition or wished to be recorded in favor of the petition.

In response to Chairperson Duff's invitation to speak or be recorded in opposition, no one in attendance spoke in opposition of the petition or wished to be recorded in opposition of the petition.

Mr. Kalife made a motion, seconded by Mr. Smith to close the public hearing; the motion passed unopposed.

The board briefly discussed the case and conditions before voting.

4) DECISION

Board Member Glassman made the motion, seconded by Mr. Smith to approve Case # 18-32 request by applicant for New Ground Sign Site Plan approval on a 0.22± acre site, located at 4317 Acushnet Avenue (Map: 136A, Lot: 55) in a Mixed Use Business [MUB] zoned district. Applicant: Tetrault Insurance Agency, Inc. c/o Paul T. Tetrault (4317 Acushnet Avenue New Bedford, MA). Applicant's Agent: Poyant Signs, Inc. (125 Samuel Barnet Blvd. New Bedford, MA). The approval is subject to:

Specific conditions:

1. The findings of the Zoning Board of Appeals
2. The sign be lit between 7am-8pm

General Conditions:

1. The project shall be completed according to the plans, notes, reports, and specifications submitted for consideration and final approval by the Planning Board.
2. The project shall be undertaken in a manner consistent with the Memorandum from the Department of Public Infrastructure received and placed on file and the Planning Board incorporates the DPI memo as part of these conditions.
3. The applicant shall submit final plan revisions to the Planning Division in the following formats: one (1) -11" x 17" Plan Set and one (1) CD or USB with Plan Set in PDF format and shall ensure that these same plans are properly submitted to the Department of Inspectional Services.
4. The applicant shall ensure that a copy of the Notice of Decision, bearing the certification of the New Bedford City Clerk signifying no appeal has been made against the project's approval, be provided for the Planning Division Case file folder.
5. The applicant shall present any proposed modification from the approved plans for consideration to the City Planner for determination as to whether the modified plan must return before this Board for further review.
6. The rights authorized by the granted approval must be exercised by issuance of a Building Permit by the Department of Inspectional Services and acted upon within one year from the date the decision was granted or they will lapse.

As a result of such consideration, the Board moves approval on the subject application with the conditions so noted. The motion being properly made and seconded, the Chair called for a roll call vote which was taken and unanimously approved five (5) to zero (0).

Board Chair Duff – Yes

Board Member Glassman – Yes

Board Member Kalife – Yes

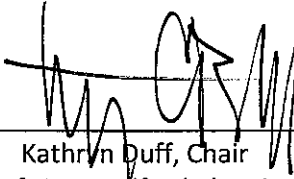
Board Member Smith – Yes

Board Member Khazan – Yes

Filed with the City Clerk on:

7/25/2019

Date



Kathryn Duff, Chair
City of New Bedford Planning Board