



Zoning Board of Appeals

January 19, 2017 - 6:00 P.M. – **Marked Agenda**

City Hall, Room 314

133 William Street, New Bedford, MA

MEETING CALLED TO ORDER

Board members in attendance:

Leo Schick, Sherry McTigue, John Walsh, and Robert Schilling

APPROVAL OF MINUTES

- November 17th, 2016 Meeting Minutes **Approved**
- December 6th, 2016 Meeting Minutes **Approved**
- December 15th, 2016 Meeting Minutes **Approved**

SCHEDULED HEARINGS

#4261 Notice is given of a public hearing on the petition of: Norbeto C. and Lucilia C. Moniz (36 Rogers Street New Bedford, MA) for a Variance under Chapter 9 Comprehensive Zoning sections 2700 (dimensional regulations), 2710 (general), 2720 (table of dimensional regulations-appendix-B, side yards), 2750 (yards in residence districts) and 2755 (side yards-driveways may extend to four (4') feet of a side yard); relative to property located at 36 Rogers Street, assessor's map 55 lot 187 in a residential B [RB] zoned district. The petitioners seek approval of a driveway that was installed without the required four foot (4') buffer as plans filed.

Denied. On a motion to grant the request, the vote failed, 3-1 with members S. McTigue, R. Schilling, and L.Schick voting in the affirmative, member J. Walsh voting in the negative. (Tally 3-1)

#4262 Notice is given of a public hearing on the petition of: Robert J. and Pauline A. Bowcock (290 Maple Street New Bedford, MA) for a Variance under Chapter 9 Comprehensive Zoning sections 2700 (dimensional regulations), 2710 (general), 2720 (table of dimensional regulations-appendix-B, Rear yards), 2750 (yards in residence districts), and 2753 (rear yard); relative to property located at 290 Maple Street, assessor's map 44 lot 79 in a residential A [RA] zoned district. The petitioner proposes to erect an addition and a 20'x20' deck as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 4-0

#4263 Case withdrawn by applicant.

#4264 Notice is given of a public hearing on the petition of: Popes Island Harbor Development Corp. c/o Mark W. White (867 Middle Road Acushnet, MA 02743) and Kenneth Tetrault (74 Willis Street #2 New Bedford, MA) for a Special Permit under Chapter 9 Comprehensive Zoning sections 4200-4267 (Body Art), and 5300-5330 & 5390 (Special Permit); relative to property located at 213 Popes Island, Assessor's map 60, lot 12 in a Mixed Use Business [MUB] zoned district. The petitioner proposes to operate a body art establishment, tattoo and piercing doing business as Flyin Aces Tattoo as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 4-0

#4265 Notice is given of a public hearing on the petition of: Ryan W. Pina (42 Briarwood Court New Bedford, MA) for a Variance under Chapter 9 Comprehensive Zoning sections 2300 (Accessory Buildings and Uses) 2330 (accessory structures), 2338 (protection of swimming pools and fish ponds), 2700 (dimensional regulations), 2710 (general),

2720 (table of dimensional requirements-appendix-B-Height of buildings, # of stories); relative to property located at 42 Briarwood Court, assessor's map 136-C, lot 79 in a residential A [RA] zoned district. The petitioner proposes constructing habitable space in the basement and attic and is seeks approval of the existing extension of the deck/structure as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 4-0

NEW BUSINESS

- Letter from Attorney Crotty dated December 13th, 2016. **Received and placed on file.**

OLD BUSINESS

- Nomination of Officers **Tabled to next meeting.**

ADJOURNMENT

The next Zoning Board of Appeals Meeting is scheduled for February 16th, 2017.