



Zoning Board of Appeals

MARKED AGENDA

July 21st, 2016 – 6:00 PM

City Hall, Room 314
133 William Street New Bedford, MA

MEETING CALLED TO ORDER

Board members in attendance: Debra Trahan, Allen Decker, Sherry McTigue, Leo Schick, and Robert Schilling

APPROVAL OF MINUTES

- June 23rd, 2016 Meeting Minutes - **Approved**

OLD BUSINESS

SCHEDULED HEARINGS

#4234 Notice is given of the public hearing on the petition of: Bouley Property Management LLC c/o Thomas Swift (374 Smith Neck Road So. Dartmouth, MA) for a Special Permit under chapter 9 comprehensive zoning sections 1200 (definitions-lot, and frontage of), 5300-5330 and 5360-5390 (special permit); relative to property located at 361 Arnold Street, assessor's map 44 lot 292 in a residential-B [RB] zoned district. The petitioner proposes to construct a driveway on Armour Street as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.

#4236 Notice is given of a public hearing on the petition of: Anthony R. DeCosta (1861 Shawmut Avenue New Bedford, MA) and Thomas P. Crotty, Esq. (388 County Street New Bedford, MA) for an Administrative Appeal under provisions of chapter 9 comprehensive zoning section 5200 (Zoning Board of Appeals), 5220 (Powers), and 5223 (to hear and decide appeals taken by any person aggrieved by reason of his inability to obtain a permit or enforcement action from any administrative officer under the provisions of M.G.L.A. c. 40A, §§ 7, 8, and 15); relative to property located at 1861 Shawmut Avenue, assessor's map 124 lot 27 in an Industrial-B [IB] zoned district. The petitioners propose to overturn a cease and desist order.

CONTINUED to September 1st, 2016.

#4237 Notice is given of a public hearing on the petition of: Hardy Family Nominee Trust, Arthur J. Hardy, Jr. and Norma M. Hardy, Trustee (74 Apple Tree Lane New Bedford, MA) and David Costa I(157 Gammons Road Acushnet, MA) for a Special Permit under chapter 9 comprehensive zoning sections 2220 (use regulations), 2210 (general), 2230 (table of use regulations-appendix-A (C) commercial #20-medical offices, center, or clinic) and 5300-5330 & 5360-5390 (special permits); relative to property located at 811 Mount Pleasant Street assessor's map 123A lot 81 in a mixed-use-business [MUB] zoned district. The petitioners propose to operate a chiropractic office as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.

#4238 Notice is given of a public hearing on the petition of: William H. St.Pierre (99 Field Street New Bedford, MA) for a Special Permit under chapter 9 comprehensive zoning sections 1200 (Definitions-lot, and frontage of), and 5300-5330 & 5360-5390 (special permits); relative to property located at 99 Field Street, assessor's map 27 lot 54 in a residential-B [RB] zoned district. The petitioner proposes to create a driveway with a curb cut on Hollyhock Street as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.

#4239 Notice is given of a public hearing on the petition of: Miller Holdings, LLC (171 Mendell Road Rochester, MA) and 791 Purchase Street, LLC (401 County Street New Bedford, MA) for a Variance under chapter 9 comprehensive zoning sections 3000 (general regulations), 3100 (parking and loading), 3110 (applicability), and 3130 (table of parking and loading requirements, Appendix C); relative to property located at 791-797 Purchase Street, assessor's map 52 lot 292 in a mixed-use-business [MUB] zoned district. The petitioners propose to operate a restaurant and bar establishment as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.

#4240 Notice is given of a public hearing on the petition of: Evelyn F. Carvalho, Trustee, Evelyn F. Carvalho Realty Trust (232 Lawrence Street New Bedford, MA), Candice Rego (140 Sherman Street So. Dartmouth, MA), and Steven Costa (44 Wing Road Acushnet, MA) for a Special Permit under chapter 9 comprehensive zoning sections 4200-4267 (Body Art), and 5300-5326 & 5360-5390 (special permit); relative to property located at 2883 Acushnet Avenue, assessor's map 130B, lot 244 in a mixed-use-business [MUB] zoned district. The petitioners propose to add permanent make-up and body art to the hair and nail salon as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.

#4241 Notice is given of a public hearing on the petition of: Moby Dick Brewing Company, Inc. (8 Village Road Lakeville, MA), Marder Management Corp. (22 South Water Street New Bedford, MA), and Christopher T. Saunders, Esq. (700 Pleasant Street New Bedford, MA) for a Variance under chapter 9 comprehensive zoning sections 3000 (general regulations), 3100 (parking and loading), 3110 (applicability), and 3130 (table of parking and loading requirements, appendix-c); relative to property located at 52 Union Street, assessor's map 47 lot 37 in an industrial-A [IA] zoned district. The petitioners propose to commence exterior and interior renovation to operate a brew pub and restaurant known as "Moby Dick Brewing Company" as plans filed.

GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.

NEW BUSINESS

ADJOURNMENT

The next Zoning Board of Appeals Meeting is scheduled for August 25th, 2016.