



# Zoning Board of Appeals

## Agenda

January 21, 2021 6:00 – 9:00 PM

To participate, copy and paste this link: <https://zoom.us/j/92224293884>  
and enter Meeting ID: 922 2429 3884 Password: 036385  
or Dial 1-646-558-8656

*Please note: Due to the COVID- 19 outbreak, boards and commissions are permitted by law to meet entirely remotely to reduce the spread of infection. This meeting will be held virtually via Zoom.*

The Zoning Board of Appeals will hold an Advertised Public Hearing on **Thursday, January 21, 2021 at 6:00 via ZOOM. To participate, copy and paste this link: <https://zoom.us/j/92224293884> and enter Meeting ID: 922 2429 3884 Password: 036385 or Dial 1-646-558-8656 on any phone and the chair will direct you in the call.** Online materials for each case will be posted at <https://www.newbedford-ma.gov/planning/zoning-board-agenda-info-2021/>. This public hearing will review on the following appeals as set forth under the provisions of the City Code of New Bedford:

### MEETING CALLED TO ORDER

### APPROVAL OF MINUTES

- October 15, 2020 meeting minutes
- November 12, 2020 meeting minutes

### SCHEDULED HEARINGS

**#4400 Request for Extension. Carol McGlynn** (393 Cummington Street, New Bedford, MA 02745) requests an extension of the Zoning Board of Appeals' decision approving Case #4400 for a Variance with conditions recorded December 20, 2019; relative to property located **393 Cummington Street**, Assessors' Map 127E, Lot 363. The applicant states that due to health concerns and restrictions placed by the Covid-19 Pandemic, the applicant has been unable to commence the project as anticipated. The applicant seeks an extension of the decision for an additional one-year period in order to allow for the construction to commence.

**#4432** Notice is given of a public hearing on the petition of: **Three Headed Dog, LLC** (7 Farrell Court, W. Wareham, MA 02576) for a **Special Permit** under Chapter 9, Comprehensive Zoning Sections 2400 (nonconforming uses & structures), 2410 (applicability), 2420 (nonconforming uses), 2421 (change or substantial extension of the use), 2422 (change from one nonconforming use to another, less detrimental, nonconforming use) and 5300-5330 & 5360-5390 (special permit); relative to property located at **87 Shawmut Avenue**, Assessors' map 70 lot 34 in a Residential B [RB] zoned district. **The petitioner proposes to change the use of the existing structure to a Marine Repair Shop per plans filed.**

**#4433** Notice is given of a public hearing on the petition of: **Rui Batista** (168 Princeton Street, New Bedford, MA 02745) for an **Administrative Appeal** under Chapter 9, Comprehensive Zoning Sections 2700 (dimensional regulations), 2710 (general), 2750 (yards in residence district), 2755 (side yard), 2756 (special driveway side yard requirements), 3100 (parking & loading), 3110 (applicability), 3150 (size of parking space) and 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 **168 Princeton Street**, Assessors' map 110 lot 424 in a Residential B [RB] zoned district. **The petitioner proposes to construct a driveway per plans filed.**

**#4434** Notice is given of a public hearing on the petition of: **Michael King**, (154 Durfee Street, New Bedford, MA 02740) for a **Special Permit** under Chapter 9, Comprehensive Zoning Sections 1200 (lot frontage of a lot line coinciding with the side line of a street which provides both legal rights of vehicular access and actual physical vehicular access to the lot, said line to be measured continuously along a single street for the entire width of the lot. Vehicular access to a building site on the lot shall be exclusively through the legal frontage of the lot), 3100 (parking & loading), 3110 (applicability), 3149 (special permit-vehicular access to a building accessed from a public way does not constitute frontage of a lot) and 5300-5330 & 5360-5390 (special permit); relative to property located on the **Corner of Greenwood & Summit Street**, Assessors' map 69 lot 11 in a Residential A [RA] zoned district. **The petitioner is seeking approval for the construction of the driveway entrance at the rear/side yard of the property on Summit Street and not on Greenwood Street per plans filed.**

**#4435** Notice is given of a public hearing on the petition of: **Michael King**, (154 Durfee Street, New Bedford, MA 02740) for a Variance under Chapter 9, Comprehensive Zoning Sections 2700 (dimensional regulations), 2710 (general), 2720 (table of dimensional requirements-Appendix B, front yard FT.), 2750 (yards in residence district and 2751 (front yard); relative to property located on the **Corner of Greenwood & Summit Street**, Assessors' map 69 lot 11 in a Residential A [RA] zoned district. **The petitioner is seeking approval for the construction of a front covered porch per plans filed.**

#### **OTHER BUSINESS**

- Next Scheduled Meeting will be held on Thursday, February 18, 2021.

#### **ADJOURNMENT**

---

In accordance with the Americans with Disabilities Act (ADA), if any accommodations are needed, please contact **Angela Goncalves at 508-979-1488 ([Angela.Goncalves@newbedford-ma.gov](mailto:Angela.Goncalves@newbedford-ma.gov)) or Mass Relay 711**. Requests should be made as soon as possible but at least **48 hours** prior to the scheduled meeting.

The matters listed are those reasonably anticipated by the Chair to be discussed at the meeting. Not all items listed may, in fact, be discussed. Other items not listed may be brought up for discussion to the extent permitted by law. Massachusetts General Laws, chapter 30A, Section 20(f) requires any person making a video or audio recording of the meeting to notify the Chair at the start of the meeting.