



# Zoning Board of Appeals

## Agenda

July 15, 2021 6:00 – 9:00 PM

New Bedford Main Library, 3<sup>rd</sup> Floor Meeting Room  
613 Pleasant Street, New Bedford, MA

### MEETING CALLED TO ORDER

### APPROVAL OF MINUTES

- May 20, 2021, meeting minutes
- June 17, 2021 meeting minutes

### SCHEDULED HEARINGS

- #4449** Notice is given of a public hearing on the petition of: **Nelson Hockert Lotz** (PO Box 790, Mattapoisett, MA 02739) and **Signature Signs** (833 American Legion Highway, Westport, MA 02790) for an **Administrative Appeal** under Chapter 9, Comprehensive Zoning Sections 3200 (sign regulations), 3201 (purpose), 3220 (prohibited signs), 3222 (any sign which incorporates moving, flashing, animated or intermittent lighting, excluding public service signs such as those that display time and temperature), 5220 (Power: The Board of Appeals shall have and exercise all the powers granted to it by M.G.L.A. c. 40A, c. 40B, and c. 41 and by the ordinance. The boards powers are as follows: 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 **109 Rockdale Avenue**, Assessors' Map 18 Lot 112, in an Industrial B [IB] zoned district. **The petitioner proposes to replace an existing manual reader board with an electronic message center board per plans filed.**
- #4450** Notice is given of a public hearing on the petition of: **95-127 West Rodney French Boulevard, LLC** (127 West Rodney French Blvd, New Bedford, MA 02744) and **Whaling City Tattoo, C/O Tim Creed** (25 Ridge Hill Lane, Bourne, MA 02562) 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), 2430 (nonconforming structures, other than single-and two family structures), 2431 (reconstructed, extended or structurally changed), 2432 (altered to provide for a substantially different purpose or for the same purpose in a substantially different manner or to a substantially greater extent), 4200-4260 (body art), 4600A-4670A (West Rodney French Mill Overlay District - WRFMOD), 5300-5330 & 5360-5390 (special permit); relative to property located at **95-127 West Rodney French Boulevard**, Assessors' map 15 lot 280 in an Industrial B [IB] zoned district. **The petitioner proposes to operate a body art establishment per plans filed.**
- #4451** Notice is given of a public hearing on the petition of: **Carlos P. DaCosta** (118 Washington Street, New Bedford, MA 02740) for a **Variance** under Chapter 9, Comprehensive Zoning Sections 2700 (dimensional regulation), 2710 (general), 2711 (lot change), 2720 (table of dimensional requirements – Appendix B, rear yard ft.), 2750 (yards in residence district) and 2753 (rear yard); relative to property located at **118 Washington Street**, Assessors' map 36 lot 234 in a Residential B [RB] zoned district. **The petitioner proposes to divide the lot into two separate lots, leaving the existing dwelling on Lot #1 in violation of the rear yard setback per plans filed.**

**#4452** Notice is given of a public hearing on the petition of: **NBRD LLC** (23 Concord Street, Wilmington, MA 01887) and **Poyant Signs, C/O Christopher Ramm** (125 Samuel Barnet Blvd, New Bedford, MA 02745) for an **Administrative Appeal** under Chapter 9, Comprehensive Zoning Sections 3200 (sign regulations), 3201 (purpose), 3220 (prohibited signs), 3222 (any sign which incorporates moving, flashing, animated or intermittent lighting, excluding public service signs such as those that display time and temperature), 5220 (Power: The Board of Appeals shall have and exercise all the powers granted to it by M.G.L.A. c. 40A, c. 40B, and c. 41 and by the ordinance. The boards powers are as follows: 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 **1121 Kempton Street**, Assessors' Map 55 Lot 292, in an Industrial A [IA] zoned district. **The petitioner proposes to replace an existing menu board with a digital menu board per plans filed.**

#### **OTHER BUSINESS**

- Next Scheduled Meeting will be held on Thursday, August 19, 2021.

#### **ADJOURNMENT**

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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.