



# Zoning Board of Appeals

June 23, 2016 - 6:00 P.M. – **Marked Agenda**

City Hall, Room 314

133 William Street, New Bedford, MA

## MEETING CALLED TO ORDER

Board members in attendance: John Walsh, Allen Decker, Sherry McTigue, Leo Schick, and Robert Schilling

## APPROVAL OF MINUTES

## OLD BUSINESS

## SCHEDULED HEARINGS

- #4230** Notice is given of the public hearing on the petition of: Virgulino Lima Duarte (168 Grinnell Street New Bedford, MA) for a finding under chapter 9 comprehensive zoning sections 2400 (non-conforming uses and structures), 2410 (applicability), 2440 (nonconforming single and two family structures); relative to property located at 168 Grinnell Street assessor's map 36 lot 203 in a residential-B [RB] zoned district. The petitioner proposes to erect an addition by extending the footprint 3 feet, raising the deck, and finishing the basement as plans filed.  
**GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.**
- #4231** Notice is given of a public hearing on the petition of: Donald Lamarre (17 Antonio Way Dartmouth, MA), for a variance under Chapter 9 comprehensive zoning sections 2330-2334 (accessory structures), 2430-2432 (nonconforming uses and structures - side and rear setback), 2750-2755 (yards in residential districts), 2753 (rear yards), 2755 (side yards); relative to property located at 21 Margin Street assessor's map 20 lot 368 in a residential-c [RC] zoned district. The petitioner proposes to reconstruct the garage as plans filed.  
**GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.**
- #4232** Notice is given of a public hearing on the petition of: Osvaldo DeSousa (118 Portland Street New Bedford, MA), for a variance under Chapter 9 Comprehensive Zoning sections 2700 (dimensional regulations), 2710 (general), 2720 (table of dimensional requirements, appendix B-Rear yard), 2750 (yards in residential districts), 2753 (rear yards); relative to property at 118 Portland Street assessor's map 4 lot 58 in a residential-A [RA] zoned district. The petitioner proposes to erect a pergola over a rear deck with a BBQ fireplace at the end of this deck as plans filed.  
**GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.**
- #4233** Notice is given of a public hearing on the petition of: Ronald F. Costa Jr. and Robert F. Dias (78 Moss Street New Bedford, MA) for a variance under chapter 9 comprehensive zoning sections 2700 (dimensional regulations), 2710 (General), 2720 (table of dimensional requirements – appendix B-side yard), 2750 (yards in residential districts), 2755 (side yards), 3150 (size of parking space); relative to property located at 78 Moss Street assessor's map 10, lot 152 in a residential-B [RB] zoned district. The petitioner proposes to erect an addition as plans filed.  
**GRANTED, WITH CONDITIONS. All board members recorded in favor; vote tally: 5-0.**

**#4235** Notice is given of a public hearing on the petition of: 128 Union Street, LLC DBA DeMello International Center (128 Union Street New Bedford, MA) and Poyant Signs (125 Samuel Barnet Boulevard New Bedford, MA) for a Variance under provisions of Chapter 9 Comprehensive Zoning sections 3200 (sign regulations), 3201 (purpose), 3250 (regulations governing particular types of signs), 3255 (area restrictions for ground signs), and 3256 (location restrictions); relative to property located at 128 Union Street, assessors' map 47 lot 5 in a mixed use business zoned district. The petitioner proposes to erect a 27 square-foot cabinet onto an existing monument sign which was approved under a previous permit 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 July 21<sup>st</sup>, 2016.

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(e) requires any person making a video or audio recording of the meeting to notify the Chair at the start of the meeting.