



DEPARTMENT OF INSPECTIONAL SERVICES
133 WILLIAM STREET - ROOM 308
NEW BEDFORD, MA 02740

CITY OF NEW BEDFORD
JONATHAN F. MITCHELL, MAYOR

New Bedford Comprehensive Zoning Code Review Code of Ordinances – Chapter-9

220-222 SHAW ST. – PLOT: 110– LOT: 471– ZONED DISTRICT: RC

Variance Required from the Zoning Board of Appeals

Zoning Code Review as follows:

***A building permit was issued on 6/16/14, permit # B-14-1173,
Initial construction has started with the shell and roof constructed
The roof height was framed at 19.2 ft., 18 ft is the required height***

Variance

❖ SECTION

- 2330 – ACCESSORY STRUCTURES
- 2333 - HEIGHT

IX. HOMEOWNER LICENSE EXEMPTION

Supplement #1

The current exemption for "homeowner" was extended to include owner-occupied dwellings of two units or less and to allow such homeowners to engage an individual for hire who does not possess a license, provided that the owner acts as supervisor. (State Building Code Section 110.3)

DEFINITION OF HOMEOWNER:

Person(s) who own a parcel of land on which he/she resides or intends to reside, on which there is, or is intended to be, a one to two family dwelling, attached or detached structures accessory to such use and /or farm structures. A person who constructs more than one home in a two-year period shall not be considered a homeowner. Such "homeowner shall submit to the Building Official, on a form acceptable to the Building Official, that he/she shall be responsible for all such work performed under the building permit. (Section 110.3)

The undersigned "homeowner assumes responsibility for compliance with the State Building Code and other applicable codes, ordinances, rules and regulations, and will comply with the City of New Bedford Building Department minimum inspection procedures and requirements.

HOMEOWNERS SIGNATURE _____

X. CONSTRUCTION DEBRIS DISPOSAL

Supplement #2

In accordance with provisions of Massachusetts General Law C40, S54, debris resulting from this work shall be disposed of in a properly licensed solid waste disposal facility as defined by Massachusetts General Law C111, S150A

The debris will be disposed of in: ABC DISPOSAL (NEW BEDFORD)
(Location of Facility)

Signature of Permit Applicant: _____ Date: 5.30.14

XI. HOME IMPROVEMENT CONTRACTOR LAW AFFIDAVIT

(Residential Use Only) Supplement to Permit Application

Supplement #3

MGLc. 142 A requires that the "reconstruction, alteration, renovation, repair, modernization, conversion, improvement, removal, demolition, or construction of an addition to any pre-existing owner-occupied building containing at least one but not more than four dwelling units... or to structures which are adjacent to such residence of building" be conducted by registered contractors, with certain exceptions, along with other requirements.

Type of Work: CARAGE / STORAGE ADDITION - 18' Est. Cost: 45,000

Address of Work: 220-222 SHAW STREET

Owner Name: AMANDIO BRAJO Date of Permit Application: 5.30.14

I hereby certify that: Registration is not required for the following reason(s):
 Work excluded by law Job under \$1,000 Building not owner-occupied Owner obtaining own permit

Other (specify) _____

Notice is hereby given that: OWNERS OBTAINING THEIR OWN PERMIT OR EMPLOYING UNREGISTERED CONTRACTORS FOR APPLICABLE HOME IMPROVEMENT WORK DO NOT HAVE ACCESS TO THE ARBITRATION PROGRAM OF GUARANTY FUND UNDER MGLc. 142A.

signed under penalties of perjury:
I hereby apply for a permit as the agent of the owner:
Date: 5.30.14 Contractor Signature: _____ Registration No.: 095263

OR:
Notwithstanding the above notice, I hereby apply for a permit as the owner of the above property:
Date: 6/13/14 Owner Signature: _____

XII. BUILDING COMMISSIONERS REVIEW COMMENTS AND CONDITIONS

C. Building Permit Rejected VARIANCE SEE ATTACHMENTS
Reason For Rejection: Z.B.A. Permit # 13-14-1173

Comments and Conditions: MDC TRAP is needed - 18' High - 2nd Floor Storage ONLY

Storage addition per storage

Signed: Naum N. Gomenov Date: _____ 20

Title: Building Commissioner

use upon the issuance of special permit by the Board of Appeals.

2324. In residence districts, by special permit from the Board of Appeals, off-street parking facilities for more than five (5) automobiles, provided that said parking facilities are on a lot directly across the street from the building they are intended to serve and that said parking facilities shall be used only by the occupants of the building and by persons visiting or doing business with said occupants.

2325. In residence districts, by special permit from the Board of Appeals, joint use of off-street parking facilities by buildings on contiguous lots provided that said parking facilities shall be used only by the occupants of the buildings they are intended to serve and by persons visiting or doing business with said occupants.

(Ord. of 12-23-03, § 1)

2330. Accessory Structures.

2331. Private Garages. Where a private garage constitutes an attached part of the principal dwelling, the minimum setback, side yard and rear yard requirements of the district shall be provided. Where the private garage is detached and accessory, the garage shall be at least ten (10) feet from the principal building, except for garages which meet the fire rating standards of the Massachusetts Building Code for attached garages, in which case the separation requirement is waived. Side yard requirements for detached accessory garages shall be the same as for the principal dwelling. The minimum distance from the rear lot line for detached garages shall be four (4) feet.

2332. Accessory buildings or structures, including private garages, may occupy in the aggregate not over forty (40) percent of the required rear yard area.

2333. Accessory buildings or structures shall not be erected over eighteen (18) feet in height, as measured from the mean average grade of the proposed location of the structure, prior to construction.

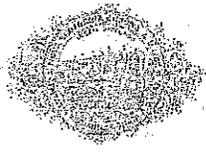
2334. No part of such accessory buildings or structures shall be located within thirty (30) feet of the street line on which the principal structure fronts, and, if located within fifty (50) feet from the front street line of the lot, no part of such buildings or structures shall be located within twelve (12) feet of any side lot line intersecting such street. If located in excess of fifty (50) feet from the front street line, the side yard setback shall conform to the requirements of the principal dwelling.

2335. In the case of corner lots less than fifty (50) feet in width, a garage not over twenty-four (24) feet in depth may be placed at the rear of the lot to comply with Section 2334 as nearly as possible, provided that in no case shall the said garage be located less than twenty (20) feet from the street line bounding the longer side of the lot and not less than twelve (12) feet from the lot line intersecting said street line. Such restriction may be waived by mutual agreement between the adjoining property owners, secured by and filed with the Inspector of Buildings.

2336. No trailer shall be occupied for dwelling or sleeping purposes within any residential district, except as allowed pursuant to M.G.L.A. 40A, § 3. A trailer may be permitted to locate within any district other than a residential district provided a special permit is granted by the City Council after a public hearing, upon a finding that the placement and occupancy of the trailer will not be detrimental to the neighborhood in which the lot is located and after consideration of the factors specified in Section 5300 herein.

2337. The initial term and subsequent terms of a special permit for a trailer shall expire after two (2) years. In the event such special permit is renewed, after a public hearing, upon a finding that the placement and occupancy of the trailer will not be detrimental to the neighborhood in which the lot is located and after consideration of the factors specified in Section 5300 herein, the City Council shall promptly notify the Inspector of Buildings. Subsequent special permit issuances for existing trailers, if any, shall be granted after certification by affidavit is made by the applicant

Permit No. B-14-1173
 Completion Date



City of New Bedford, Massachusetts
 Building Department
 Application for Plan Examination
 and Building Permit

FOR BUILDING DEPT. USE
 DATE RECEIVED:
 RECEIVED BY: G 2014
 ISSUED BY: *[Signature]*

IMPORTANT -- COMPLETE ALL ITEMS -- MARK BOXES WHERE APPLICABLE -- PRINT

LAT LOCATION: 220-222 Shaw Street
(NO) (STREET)
 BETWEEN Arlington Street AND Concord Street
(CROSS STREET) (CROSS STREET)
 PLOT: 110 LOT: 471 DISTRICT: Residential C ACCEPTED STREET: _____
 PLANS FILED YES NO

II. TYPE AND COST OF BUILDING - all applicants complete parts A through D - PRINT

<p>A. TYPE OF IMPROVEMENT</p> <p>1 <input type="checkbox"/> New Building</p> <p>2 <input checked="" type="checkbox"/> Addition (if residential, enter number of new housing units added, if any, in Part D, 14)</p> <p>3 <input type="checkbox"/> Alteration (if residential, enter number of new housing units added, if any, in Part D, 14)</p> <p>4 <input type="checkbox"/> Repair, replacement</p> <p>5 <input type="checkbox"/> Demolition (if multifamily residential, enter number of units in building in Part D, 14; if non-residential, indicate most recent use checking D-18 - D-32)</p> <p>6 <input type="checkbox"/> Moving (relocation)</p> <p>7 <input type="checkbox"/> Foundation only</p>	<p>D1. PROPOSED USE - For demolition most recent use</p> <table style="width: 100%;"> <tr> <th style="text-align: left;">Residential</th> <th style="text-align: left;">Nonresidential</th> </tr> <tr> <td>13 <input type="checkbox"/> One family</td> <td>19 <input type="checkbox"/> Amusement, recreational</td> </tr> <tr> <td>14 <input type="checkbox"/> Two or more family - Enter number of units</td> <td>20 <input type="checkbox"/> Church, other religious</td> </tr> <tr> <td>15 <input type="checkbox"/> Transient hotel, motel, or dormitory - Enter number of units</td> <td>21 <input type="checkbox"/> Industrial</td> </tr> <tr> <td>16 <input checked="" type="checkbox"/> Garage / 2nd Floor storage only</td> <td>22 <input type="checkbox"/> Parking garage</td> </tr> <tr> <td>17 <input type="checkbox"/> Carport</td> <td>23 <input type="checkbox"/> Service station, repair garage</td> </tr> <tr> <td>18 <input type="checkbox"/> Other - Specify _____</td> <td>24 <input type="checkbox"/> Hospital, institutional</td> </tr> <tr> <td></td> <td>25 <input type="checkbox"/> Office, bank, professional</td> </tr> <tr> <td></td> <td>26 <input type="checkbox"/> Public utility</td> </tr> <tr> <td></td> <td>27 <input type="checkbox"/> School, library, other educational</td> </tr> <tr> <td></td> <td>28 <input type="checkbox"/> Stores, mercantile</td> </tr> <tr> <td></td> <td>29 <input type="checkbox"/> Tanks, towers</td> </tr> <tr> <td></td> <td>30 <input type="checkbox"/> Funeral homes</td> </tr> <tr> <td></td> <td>31 <input type="checkbox"/> Food establishments</td> </tr> <tr> <td></td> <td>32 <input type="checkbox"/> Other - Specify _____</td> </tr> </table>	Residential	Nonresidential	13 <input type="checkbox"/> One family	19 <input type="checkbox"/> Amusement, recreational	14 <input type="checkbox"/> Two or more family - Enter number of units	20 <input type="checkbox"/> Church, other religious	15 <input type="checkbox"/> Transient hotel, motel, or dormitory - Enter number of units	21 <input type="checkbox"/> Industrial	16 <input checked="" type="checkbox"/> Garage / 2nd Floor storage only	22 <input type="checkbox"/> Parking garage	17 <input type="checkbox"/> Carport	23 <input type="checkbox"/> Service station, repair garage	18 <input type="checkbox"/> Other - Specify _____	24 <input type="checkbox"/> Hospital, institutional		25 <input type="checkbox"/> Office, bank, professional		26 <input type="checkbox"/> Public utility		27 <input type="checkbox"/> School, library, other educational		28 <input type="checkbox"/> Stores, mercantile		29 <input type="checkbox"/> Tanks, towers		30 <input type="checkbox"/> Funeral homes		31 <input type="checkbox"/> Food establishments		32 <input type="checkbox"/> Other - Specify _____
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<p>B. OWNERSHIP</p> <p>8 <input checked="" type="checkbox"/> Private (individual, corporation, nonprofit institution, etc.)</p> <p>9 <input type="checkbox"/> Public (Federal, State, or local government)</p>	<p>D2. Does this building contain asbestos?</p> <p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO if yes complete the following.</p> <p>Name & Address of Asbestos Removal Firm: _____</p> <p>Submit copy of notification sent to DCL&I and the State Dept. of Labor & Industries and results of air sample analysis after asbestos removal is completed.</p>																														
<p>C. COST</p> <p>10 Cost of construction (omit cents) \$ <u>22,000</u></p> <p>To be installed but not included in the above cost:</p> <p>a. Electrical <u>2,000</u></p> <p>b. Plumbing <u>X</u></p> <p>c. Heating, air conditioning <u>X</u></p> <p>d. Other (elevator, etc.) <u>X</u></p> <p>11. TOTAL VALUE OF CONSTRUCTION <u>25,000</u></p> <p>12. TOTAL ASSESSED BLDG. VALUE _____</p>	<p>D3. Non-residential - Describe in detail proposed use of buildings, e.g., food processing plant, machine shop, laundry building at hospital, elementary school, secondary school, college, parochial school, parking garage for department store, rental office building, office building at industrial plant. If use of existing building is being changed, enter proposed use.</p>																														

III. SELECTED CHARACTERISTICS OF BUILDING - For new buildings complete part E through I. For demolition, complete only parts G, H & I. For all others, (additions, alterations, repair, moving, foundation), complete E through L.

<p>E. PRINCIPAL TYPE OF FRAME</p> <p>33 <input type="checkbox"/> Masonry (wall bearing)</p> <p>34 <input checked="" type="checkbox"/> Wood frame</p> <p>35 <input type="checkbox"/> Structural steel</p> <p>36 <input type="checkbox"/> Reinforced concrete</p> <p>37 <input type="checkbox"/> Other - Specify _____</p>	<p>G. TYPE OF SEWAGE DISPOSAL</p> <p>43 <input checked="" type="checkbox"/> Public or private company</p> <p>34 <input type="checkbox"/> Private (septic tank, etc.)</p>	<p>J. DIMENSIONS</p> <p>53 Number of stories <u>2</u></p> <p>54 Height <u>18'</u></p> <p>56 Total square feet of floor area, all floors based on exterior dimensions <u>1689</u></p> <p>58 Building length <u>33'6"</u></p> <p>57 Building width <u>30'</u></p> <p>58 Total sq. ft. of bldg. footprint <u>840</u></p> <p>59 Front lot line width <u>119.04'</u></p> <p>60 Rear lot line width <u>117.97'</u></p> <p>61 Depth of lot <u>130.04'</u></p> <p>62 Total sq. ft. of lot size <u>14,145</u></p> <p>63 % of lot occupied by bldg. (53-58) <u>30</u></p> <p>64 Distance from lot line (rear) <u>33'6"</u></p> <p>65 Distance from lot line (side) <u>9'</u></p> <p>66 Distance from lot line (front) <u>13'</u></p> <p>67 Distance from lot line (height) <u>34'12"</u></p>
<p>F. PRINCIPAL TYPE OF HEATING FUEL</p> <p>39 <input type="checkbox"/> Gas</p> <p>40 <input type="checkbox"/> Oil</p> <p>41 <input type="checkbox"/> Electricity</p> <p>42 <input checked="" type="checkbox"/> Coal</p> <p>42 <input checked="" type="checkbox"/> Other - Specify <u>NOT COMBINED</u></p>	<p>H. TYPE OF WATER SUPPLY</p> <p>45 <input checked="" type="checkbox"/> Public or private company</p> <p>46 <input type="checkbox"/> Private (well, cistern)</p>	
	<p>I. TYPE OF MECHANICAL</p> <p>Is there a fire sprinkler system?</p> <p>47 <input type="checkbox"/> YES 48 <input checked="" type="checkbox"/> NO</p> <p>Will there be central air conditioning?</p> <p>49 <input type="checkbox"/> Yes 50 <input checked="" type="checkbox"/> No</p> <p>Will there be an elevator?</p> <p>51 <input type="checkbox"/> Yes 52 <input checked="" type="checkbox"/> No</p>	

OTHER APPLICABLE REVIEWS

K. FLOODPLAIN

Is location within flood hazard area? yes no

If yes, zone _____ and base elevation _____

L. WETLANDS PROTECTION

Is location subject to flooding? NO

Is location part of a known wetland? NO

Has local conservation commission reviewed this site? _____

IV IDENTIFICATION - ALL APPLICANTS - PLEASE PRINT

OWNER OR LESSEE NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
AMANDIO ARANJO	229 MYES LN AZUSHNET MA	02143	774-930-5168
CONTRACTOR NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
DAVID M. SILVEIRA	34 SULLUM FARM DRIVE DARTMOUTH MA 02747	LICENSE # 095263	508-962-0977
ARCHITECT NAME	MAILING ADDRESS	HOME IMP #	TELEPHONE NO.
		LICENSE #	
SIGNATURE OF OWNER	APPLICANT SIGNATURE	DATE	
<i>Amandio Arango</i>	<i>[Signature]</i>	5-30-14	

Omission of reference to any provision shall not nullify any requirement of this code nor exempt any structure from such requirement.

The applicants understands and warrant that they will comply with all pertinent federal and state statutes, local ordinances and all federal, state, and local regulations, including those of the Architectural Barriers board, Department of Environmental Protection Agency and may be forwarded for review to all pertinent local city agencies which may express specific concerns. It is understood that the issuance of a permit shall not serve as an acceptance or acknowledgment of compliance nor exempt any structure from such requirement. The permit shall be a license to proceed with the work and shall not be construed as authority to violate, cancel, or set aside any of the provisions of the State Building Code or local code of ordinances, except as specifically stipulated by modification or legally granted variation in accordance with Section 122.0 of State Building Code or local code of ordinances.

I have read the above and sign under pain and penalty of perjury as to the truth of all of the information and statements contained in sections I through IV of this application.

[Signature]
 Applicant's Signature 34 SULLUM FARM DR. DARTMOUTH MA 02747
 Address City

V. OTHER JURISDICTION APPROVALS AND NOTIFICATION

APPROVAL	CHECK	DATE OBTAINED	BY
Electrical			
Plumbing			
Fire Department			
Water			
Planning			
Conservation			
Public Works			
Health			
Licensing			
Other			

VI. ZONING REVIEW

DISTRICT: Residential C USE: _____

FRONTAGE: 119.04' LOT SIZE: 14,192 sq. ft.

SETBACKS:

FRONT: 20 LEFT SIDE: 8/12 RIGHT SIDE: 8/12 REAR: 4

PERCENTAGE OF LOT COVERAGE PRIMARY BUILDING 30%

VARIANCE HISTORY _____

VII. WORKER'S COMPENSATION INSURANCE AFFIDAVIT

I, _____
 (licensee/permittee) with a principal place of business/residence at:

(City/State/Zip) do hereby certify, under the pains and penalties of perjury, that:

I am an employer providing worker's compensation coverage for my employees working on this job.

Insurance Company _____

Policy Number _____

I am a sole proprietor and have no one working for me.

I am a sole proprietor, general contractor, or homeowner and have hired the contractors listed below who have the following worker's compensation insurance policies:

Name of contractor _____

Insurance Company/policy number _____

Name of contractor _____

Insurance Company/policy number _____

I am a homeowner performing all the work myself.

NOTE: Please be aware that while homeowners who employ persons to do maintenance, construction or repair work on a dwelling of not more than three units in which the homeowner also resides or on the grounds appurtenant thereto are not generally considered to be employers under the Workers' Compensation Act (GL, C. 152, sect. 1(5)), application by a homeowner for a license or permit may evidence the legal status of an employer under the Workers' Compensation Act.

I understand that a copy of this statement will be forwarded to the Department of Industrial Accidents' Office of Insurance for coverage verification and that failure to secure coverage as required under Section 25A of MGL 152 can lead to the imposition of criminal penalties consisting of a fine of up to \$1500.00 and/or imprisonment of up to one year and civil penalties in the form of a Stop Work Order and a fine of \$100.00 a day against me.

Signed this [Signature] 30th day of MAY, 20 14

APPENDIX

- (1) Owner's/Landlord's Name Natalia F. Araujo "Trustee", Shaw Realty Trust
- (2) Title Reference to Property Book 10383 Page 176

(Attach copy of Deed, Certificate of Title & most recent Recorded Plans showing affected lot or lots)

- (3) If the Applicant is Not the Owner, Provide:
1. Notarized authorization letter from owner to tenant or buyer for application for this permit, on letterhead.
 2. Copy of Purchase & Sale Agreement or lease, where applicable.
 3. Copy of the deed or deeds of abutting parcels if said parcels have been held in common ownership with the subject property at any time since January 1, 1976.

QUITCLAIM DEED

I, ROBERT A. PAULINO, Trustee of THE ROBERT A. PAULINO REVOCABLE TRUST, under Declaration of Trust dated October 28, 2005, of 7 Farmfield Street, Fairhaven, Massachusetts 02719

for consideration paid, and in full consideration of Three Hundred Twenty-Two Thousand Dollars (\$322,000.00)

grant to NATALIA F. ARAUJO, Trustee of SHAW REALTY TRUST, under Declaration of Trust dated May 7, 2012, and recorded at the Bristol County (S.D.) Registry of Deeds in Book 10383, Page 171, of 123 Nye's Lane, Acushnet, Massachusetts 02719

with QUITCLAIM COVENANTS

the land, with any building(s) thereon, located in New Bedford, Bristol County, Massachusetts, more particularly bounded and described as follows:

BEGINNING at a point in the south line of Shaw Street, distant seven hundred twenty-one (721) feet west of the west line of Acushnet Avenue;
THENCE westerly in said south line of Shaw Street, ne hundred nineteen and 04/100 (119.04) feet;
THENCE southerly one hundred twenty (120) feet;
THENCE easterly one hundred seventeen and 47/100 (117.47) feet; and
THENCE northerly one hundred twenty (120) feet to the place of beginning.

Property Address: 220 - 222 Shaw Street, New Bedford, Massachusetts 02745.

Being the same premises conveyed to the Grantor herein by deed of Robert A. Paulino, et ux dated January 25, 2005, and recorded at the Bristol County (S.D.) Registry of Deeds in Book 7958, Page 293.

REG OF DEEDS
REG #07
BRISTOL S

05/09/12 10:25AM 01
000000 #007

FEE \$1468.32

CHRG \$1468.32