



**CITY OF NEW BEDFORD**  
JONATHAN F. MITCHELL, MAYOR

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

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

**101 SEYMOUR ST – PLOT: 4 – LOT: 59 – ZONED DISTRICT: RA**

***Zoning Code Review as follows:***

**❖ SECTIONS**

- 3100 PARKING AND LOADING
- 3110 APPLICABILITY
- 3145 NO DRIVEWAY IN A RESIDENTIAL DISTRICT SHALL EXCEED EIGHTEEN (18) FEET IN WIDTH

**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, ordinance, 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, S64, 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: Rock-Hester Bituminous  
(Location of Facility)

Signature of Permit Applicant: [Signature]

Date: 11/21/2015

**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: Replace Driveway - Extending Est. Cost: 2000

Address of Work: 101 Seymour St.

Owner Name: Maria C Galar Date of Permit Application: \_\_\_\_\_

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: 11/21/2015 Contractor Signature: [Signature] Registration No. \_\_\_\_\_

OR:  
 Notwithstanding the above notice, I hereby apply for a permit as the owner of the above property.  
 Date: \_\_\_\_\_ Owner Signature: [Signature]

**XII. BUILDING COMMISSIONERS REVIEW COMMENTS AND CONDITIONS**

C. Building Permit Rejected  VARIANCE Rejection Date DEC 15, 2015  
 Reason For Rejection: ZBA

Fee: 30  
 Permit # \_\_\_\_\_

Comments and Conditions: 13' at sidewalk  
Resurface Driveway + widen to 10' only

Signed: [Signature] Date: \_\_\_\_\_ 20\_\_\_\_  
 Title: Building Commissioner

**3100. - PARKING AND LOADING.**

**3110. Applicability.** Every building erected, enlarged, converted, or relocated and each use or change of use of land shall be provided with off-street parking spaces and off-street loading spaces in accordance with Section 3130, Table of Parking Requirements.

3111. In the event of the enlargement of a structure existing on the effective date of the ordinance from which this Section is derived, or the construction or relocation of additional structures on a lot, after such effective date, the regulations of this Section shall apply only to the enlargement, construction or relocation thereof, except that any off-street parking and off-street loading facilities established to serve any buildings and any uses prior to such effective date shall not be reduced below the required number.

3112. For a building or premises used for combined purposes, the number of off-street parking spaces and off-street loading spaces shall be determined as the sum of the required number of spaces in each component of the combined use.

3113. Where the computation of required parking spaces and loading spaces result in a fractional number, the required parking spaces shall be the next whole number.

(Ord. of 12-23-03, § 1)

**3120. Special Permit.** Any parking or loading requirement set forth herein may be reduced upon the issuance of a special permit by the Planning Board if the Board finds that the reduction is not inconsistent with public health and safety, or that the reduction promotes a public benefit. Such cases might include:

3121. Use of a common parking lot for separate uses having peak demands occurring at different times;

3122. Age or other characteristics of occupants of the facility requiring parking which reduces auto usage;

3123. Peculiarities of the use which make usual measures of demand invalid;

3124. Availability of on-street parking or parking at nearby municipally owned facilities.

3125. Where a special permit is granted, a reserve area, to be maintained indefinitely as landscaped open space, may be required sufficient to accommodate the difference between the spaces otherwise required and the spaces reduced by special permit. The parking/site plan shall show (in dotted outline) how the reserve area would be laid out in to provide the otherwise required number of spaces.

(Ord. of 12-23-03, § 1)

**3130. Table of Parking and Loading Requirements.** See Appendix C.

(Ord. of 12-23-03, § 1)

**3140. Location and Layout of Parking and Loading Facilities.** Off-street parking and loading, for facilities other than single- or two-family residences, may be provided in structures or in the open air, and shall be subject to the following regulations pertaining to their layout and location:

3141. Parking spaces shall be located on the same lot as the building or use where they are intended to serve, except that they may be provided on an adjoining lot in the same ownership.

3142. Where the provisions of subsection 3141 cannot be satisfied and the parking lot contains five (5) or more required spaces, the required parking spaces may be located on a lot in the same ownership within two hundred (200) feet of the building or lot they are intended to serve.

3143. Parking space for three (3) or fewer vehicles may be provided in the form of a driveway on a lot; the improved surface may be extended to one foot of the side line.

3144. Where a drive or aisle, other than a street, is required to maneuver a vehicle into or out of a parking space, such drive or aisle shall be at least twenty-two (22) feet wide for parking spaces situated at right angles, or nearly right angles to the aisle. For parking spaces situated at an angle of thirty (30) to sixty (60) degrees to the aisle, the required width of the aisle shall be at least fifteen (15) feet.

3145. Open-air off-street parking facilities may be located in required front, rear and side yards, except that in a residential district, no open-air off-street parking space shall be located in front of the dwelling or principal building. Notwithstanding the previous sentence, in cases where a garage faces the frontage of the dwelling and is located beneath the dwelling, open-air off-street parking may be located in front of the dwelling in a residential district provided that the dwelling is set back a minimum of twenty (20) feet from the front property line and provided that said parking occurs only within the driveway, the width of which shall not exceed the lesser of the width of said garage or eighteen (18) feet. Any driveway in a residential district, requiring more than one curb cut, shall require Site Plan Approval. No driveway in a residential district shall exceed eighteen (18) feet in width.

3146. When five (5) or more parking spaces are required on a lot, the provisions of Section 3300 shall apply. All spaces shall be laid out so that vehicles can enter or leave any parking space directly from a drive or aisle other than a street. Additionally, all spaces shall be laid out so the vehicles entering a street may do so facing the street.

3147. All parking spaces and loading areas or berths in the open-air and the access drives or aisles, shall be provided with a concrete or asphalt surface. Compacted gravel or stone shall be permitted only for single- or two-family residential dwellings.

3148. No off-street loading areas or berths shall be laid out in such a manner as will result in loading or unloading being carried on within a street right-of-way or other public property. Each area or berth shall be sufficient size as to accommodate the largest expected truck or tractor trailer common to the building use.

3149. Special Permit for Commercial Parking in Residential Districts. Commercial parking may be allowed on residentially zoned property, held in common ownership and located immediately adjacent to the commercial business to which it is to serve, upon the issuance of a special permit by the Zoning Board of Appeals, if the Board finds that said parking is not detrimental to public health and safety, and that said parking promotes a public benefit. A Special Permit for vehicular

Permit No. B-15-2690  
Completion Date \_\_\_\_\_



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

**FOR BUILDING DEPT. USE**  
DATE RECEIVED: \_\_\_\_\_  
RECEIVED BY: [Signature]  
ISSUED BY: \_\_\_\_\_

**IMPORTANT — COMPLETE ALL ITEMS — MARK BOXES WHERE APPLICABLE — PRINT**

(AT LOCATION) 101 Seymour St. New Bedford  
BETWEEN \_\_\_\_\_ AND \_\_\_\_\_  
PLOT 4 LOT 59 DISTRICT \_\_\_\_\_ ACCEPTED STREET \_\_\_\_\_  
PLANS FILED  YES  NO

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

**A. TYPE OF IMPROVEMENT.**

- 1  New Building
- 2  Addition (if residential, enter number of new housing units added, if any, in Part D, 14)
- 3  Alteration (if residential, enter number of new housing units added, if any, in Part D, 14)
- 4  Repair, replacement
- 5  Demolition (if multifamily residential, enter number of units in building in Part D, 14, if nonresidential, indicate most recent use checking D-18 - D-32)
- 6  Moving (relocation)
- 7  Foundation only

*Repair & widen*

**PROPOSED USE — For demolition most recent use**

- |  |  |
|--|--|
| <b>Residential</b>   | <b>Nonresidential</b>  |
| 13 <input checked="" 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 type="checkbox"/> Garage   | 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 _____              |

**B. OWNERSHIP**

- A  Private (individual, corporation, nonprofit institution, etc.)
- B  Public (Federal, State, or local government)

**D.2. Does this building contain asbestos?**

- YES  NO If yes complete the following.

Name & Address of Asbestos Removal Firm: \_\_\_\_\_

Submit copy of notification letter to DEOE and the State Dept. of Labor & Industries and results of air sample analysis after asbestos removal is completed

**C. COST**

- 10 Cost of construction 3000 (Only cents)
- To be installed but not included in the above cost
- a. Electrical \_\_\_\_\_
- b. Plumbing \_\_\_\_\_
- c. Heating, air conditioning \_\_\_\_\_
- d. Other (elevator, etc.) \_\_\_\_\_
- 11. TOTAL VALUE OF CONSTRUCTION \_\_\_\_\_
- 12. TOTAL ASSESSED BLDG. VALUE \_\_\_\_\_

**D.3 Nonresidential —** 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.

**III. SELECTED CHARACTERISTICS OF BUILDING**

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

**E. PRINCIPAL TYPE OF FRAME**

- 33  Masonry (wall bearing)
- 34  Wood frame
- 35  Structural steel
- 36  Reinforced concrete
- 37  Other — Specify \_\_\_\_\_

**G. TYPE OF SEWAGE DISPOSAL**

- 43  Public or private company
- 44  Private (septic tank, etc.)

**J. DIMENSIONS**

- 53 Number of stories \_\_\_\_\_
- 54 Height \_\_\_\_\_
- 55 Total square feet of floor area, all floors based on exterior dimensions \_\_\_\_\_
- 56 Building length \_\_\_\_\_
- 57 Building width \_\_\_\_\_
- 58 Total sq. ft. of bldg. footprint \_\_\_\_\_
- 59 Front lot line width \_\_\_\_\_
- 60 Rear lot line width \_\_\_\_\_
- 61 Depth of lot \_\_\_\_\_
- 62 Total sq. ft. of lot size \_\_\_\_\_
- 63 % of lot occupied by bldg. (58-62) \_\_\_\_\_
- 64 Distance from lot line (front) \_\_\_\_\_
- 65 Distance from lot line (rear) \_\_\_\_\_
- 66 Distance from lot line (left) \_\_\_\_\_
- 67 Distance from lot line (right) \_\_\_\_\_

**H. TYPE OF WATER SUPPLY**

- 45  Public or private company
- 46  Private (well, cistern)

**F. PRINCIPAL TYPE OF HEATING FUEL**

- 38  Gas
- 39  Oil
- 40  Electricity
- 41  Coal
- 42  Other — Specify \_\_\_\_\_

**I. TYPE OF MECHANICAL**

- Is there a fire sprinkler system?
- 47  YES 48  NO
- Will there be central air conditioning?
- 49  Yes 50  No
- Will there be an elevator?
- 51  Yes 52  No

**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? \_\_\_\_\_  
 Is location part of a known wetland? \_\_\_\_\_  
 Has local conservation commission reviewed this site? \_\_\_\_\_

**IV. IDENTIFICATION - ALL APPLICANTS - PLEASE PRINT**

OWNER OR LESSEE NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
Maria C. Soulet	101 Seymour St.	02744	508 951 2102
		Work	508-758-6738
CONTRACTOR NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
Margado Company	1 Annie's Path Lakeville MA	02347	508-997-1022
ARCHITECT NAME	MAILING ADDRESS	ZIP CODE	TELEPHONE NO.
SIGNATURE OF OWNER	APPLICANT SIGNATURE	DATE	
<i>Maryate</i>	<i>Maria Soulet</i>	11/21/2015	

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.

*Maria Soulet*      *Maria Soulet*      1 Annie's Path      Lakeville  
 Applicant's Signature      Address      City



The Commonwealth of Massachusetts  
 Department of Industrial Accidents  
 Office of Investigations  
 600 Washington Street  
 Boston, MA 02111  
 www.mass.gov/dia

**Workers' Compensation Insurance Affidavit: Builders/Contractors/Electricians/Plumbers**

**Applicant Information**

Please Print Legibly

Name (Business/Organization/Individual): Morgado Company Inc.  
 Address: 1 Annie's Path  
 City/State/Zip: Lakeville MA 02347 Phone #: MA 508-997-1072

Are you an employer? Check the appropriate box:

- 1.  I am an employer with \_\_\_\_\_ employees (full and/or part-time).\*
- 2.  I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required.]
- 3.  I am a homeowner doing all work myself. [No workers' comp. insurance required.]†
- 4.  I am a general contractor and I have hired the sub-contractors listed on the attached sheet. These sub-contractors have employees and have workers' comp. insurance.‡
- 5.  We are a corporation and its officers have exercised their right of exemption per MGL c. 152, §1(4), and we have no employees. [No workers' comp. insurance required.]

Type of project (required):

- 6.  New construction
- 7.  Remodeling
- 8.  Demolition
- 9.  Building addition
- 10.  Electrical repairs or additions
- 11.  Plumbing repairs or additions
- 12.  Roof repairs
- 13.  Other Drinking

\*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.  
 †Homeowners who submit this affidavit indicating they are doing all work and then hire outside contractors must submit a new affidavit indicating such.  
 ‡Contractors that check this box must attached an additional sheet showing the name of the sub-contractors and state whether or not those entities have employees. If the sub-contractors have employees, they must provide their workers' comp. policy number.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy and job site information.

Insurance Company Name: Berkshire Hathaway Guard  
 Policy # or Self-ins. Lic. #: R2WCS97920 Expiration Date: May 2016  
 Job Site Address: 101 Seymour St City/State/Zip: New Bedford MA 02347

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).  
 Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify under the pains and penalties of perjury that the information provided above is true and correct.

Signature: [Signature] Date: 11/21/2015  
 Phone #: 508-997-1072

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: \_\_\_\_\_ Permit/License # \_\_\_\_\_  
 Issuing Authority (circle one):  
 1. Board of Health 2. Building Department 3. City/Town Clerk 4. Electrical Inspector 5. Plumbing Inspector  
 6. Other \_\_\_\_\_  
 Contact Person: \_\_\_\_\_ Phone #: \_\_\_\_\_

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: \_\_\_\_\_ USE \_\_\_\_\_

FRONTAGE: \_\_\_\_\_ LOT SIZE: \_\_\_\_\_

SETBACKS:

FRONT: \_\_\_\_\_ LEFT SIDE: \_\_\_\_\_ RIGHT SIDE: \_\_\_\_\_ REAR: \_\_\_\_\_

PERCENTAGE OF LOT COVERAGE PRIMARY BUILDING \_\_\_\_\_

VARIANCE HISTORY \_\_\_\_\_

VII. WORKER'S COMPENSATION INSURANCE AFFIDAVIT

Moigado Company Inc.  
 (licensee/permittee) with a principal place of business/residence at:  
Lakeville MA 02347

(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.

Berkshire Hathaway Guard R2WCS97970  
 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.

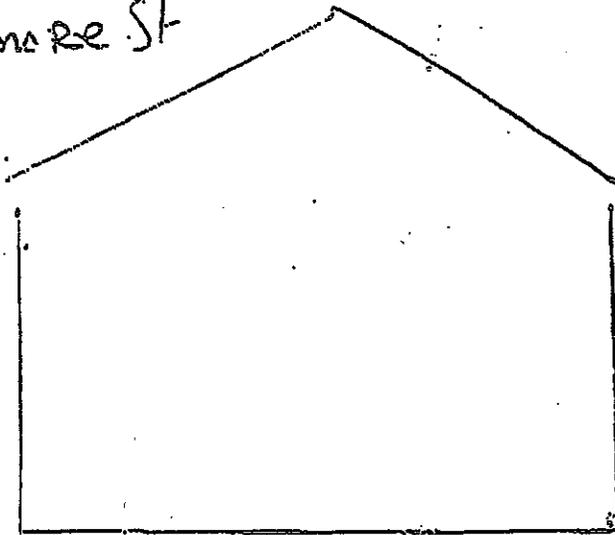
I understand that a copy of this statement will be forwarded to the Department of Industrial Accidents' Office of Insurance for coverage verification and that failure to secure coverage as required under Section 25A of MGL 152 can lead to the imposition of criminal penalties consisting of a fine of up 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 21st day of November 2015  
[Signature]



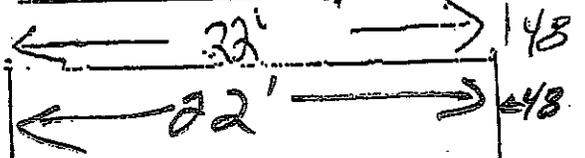
LOCATION		Frank Laurance	
101	Seymour Street, north side, 96.32' east of Brock Ave.		
DISTRICT: Res. "A"		Plot#4, Lot#59	
PERMIT NO.	USE	PLOT	PLANS: CONST.
	Excavate and erect foundation-Plot plan filed		
<del>548-57</del>	Erect a one family dwelling-Plans filed		
<del>467-66</del>	Erect garage		
183-76	Chicken Coop & 5 Chickens		
BRADBURY-WARING, INC.			

Margolis Co  
101 Seymour St

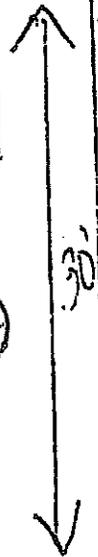


CITY CLERKS OFFICE  
NEW BEDFORD, MA

2015 DEC 18 P 3:21  
CITY CLERK



Asphalt + Driveway  
Repair, Estimate



13'

