



City of Waltham

COMMONWEALTH OF MASSACHUSETTS

ZONING BOARD OF APPEALS

LEGAL NOTICE

DATE FILED: April 30, 2014

THE ZONING BOARD OF APPEALS OF THE CITY OF WALTHAM WILL HOLD A PUBLIC HEARING IN THE GOVERNMENT CENTER, 119 SCHOOL STREET, WALTHAM, MA ON JUNE 3, 2014 AT 7:00 P.M. ON THE FOLLOWING:

Case #: 2014-11. **Petitioner:** The LaCava Family, LLC. and TPGN Corp. d/b/a Copper House Tavern. **Owner:** The LaCava Family, LLC. **Nature of Appeal:** Application for a Variance and Sign Variance. **Subject Matter:** The Petitioner, TPGN Corp. d/b/a Copper house Tavern, a Tenant of the Petitioner/Owner, The LaCava Family, LLC., seeks to install and attach to the building two awning signs measuring 132 inches by 100 inches (88 square feet) with lettering having a height of 54.57 inches and 9.67 inches. Total signage is 26.8 square feet and each awning is the same. Petitioner, also, seeks to attach to the building a 3 feet 6 inches by 19 feet 8 inches (68 square feet) illuminated one sided blade projecting sign. **Location and Zoning District:** 380 Winter Street, a/k/a 477 Totten Pond Road and 372 Winter Street, Limited Commercial Zoning District. **Provisions of Zoning Ordinance Involved:** Article VI, Section 6.6798 (signs in Limited Commercial Districts); Article VI, Section 6.51 (each business entitled to not more than one principal sign on building); Article VI, Section 6.6721 and 6.6722 (sign on awnings); Article VI, Section 6.642(b)(projecting signs). **Specific Manner in Which Subject Matter Varies From Zoning Ordinance:** Article VI, Section 6.6798 allows a sign no larger than 5 feet by 20 feet attached to a building and be non-illuminated. Article VI, Section 6.642 (b) allows projecting signs in Business B, Commercial and Industrial Districts. Said sign shall not be more than 14 feet in height nor project more than six feet from the building it is attached to and shall not exceed 64 square feet in area. Article VI, Section 6.6722 provides that no individual component, letter, or symbol of advertising on any awning shall exceed 30 inches in height nor shall such advertising exceed 15 square feet in total area of coverage exceeding 50% of the total area of the front of the awning. Article VI, Section 6.51 allows each business establishment or activity occupying a single building not more than one principal sign. If relief is granted, Petitioner will have an illuminated one sided blade projecting sign attached to the building. Said sign is allowed in Business B, Commercial and Industrial Districts but previously was specifically not allowed in a Business C District. Said sign is 19 feet 9 inches in height and the zoning ordinance allows 14 feet. The sign is 68 square feet and the zoning ordinance allows 64 square feet. The two awnings have lettering in height and contain square footage in excess of the square footage allowed in the zoning ordinance. The Petitioner will have three signs on the building. Further information and plans concerning this case may be viewed at the Zoning Board of Appeals' Office, 119 School Street, Waltham, Massachusetts 02451; Hours: Monday - Friday 8:30-4:30.

MEMBERS: Chair Barbara Rando, Michael Cotton, Mark Hickernell, John Sergi, Glenna Gelineau. **ASSOCIATE MEMBERS:** Edward McCarthy, Oscar LeBlanc, Marc Rudnick, Michael Squillante, Gordon LaSane.