



# City of Waltham

COMMONWEALTH OF MASSACHUSETTS

## ZONING BOARD OF APPEALS

### LEGAL NOTICE

DATE FILED: April 12, 2017

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 6, 2017 AT 7:00 P.M. ON THE FOLLOWING:

**Case #:** 2017-15. **Petitioner/Owner:** Dennis M. Murphy. **Nature of Application/Petition:** Appeal Decision of Inspector of Buildings and to Amend a prior Decision of ZBA. **Subject Matter:** The Inspector of Buildings has denied a Building Permit Application to the Petitioner seeking a Certificate of Occupancy for his residential Condominium at 208A River Street. **Location and Zoning District:** 208A River Street; Residence B Zoning District. **Provisions of Zoning Ordinance Involved:** Article VII, §7.2, §7.31, §7.41; G.L. c.40A §6 and §7. **Specific Relief Sought:** On March 13, 2017 the Petitioner, Dennis M. Murphy, submitted an application for a building permit to William L. Forte, Inspector of Buildings for the City of Waltham. The application was requesting a Certificate of Occupancy for Petitioner's residential condominium at 208A River Street, Waltham. On March 23, 2017, the Inspector denied the application by Notice of Rejection. The reason provided was: construction of a fifth unit was not authorized by an issued building permit; an existing ZBA variance was granted for (4) living units; relief must be sought through the permit granting authority which is the ZBA. (1). Petitioner appeals the denial of the Building Permit for a Certificate of Occupancy as the Condominium Unit has existed since 1981 and is now considered a non-conforming use or structure pursuant to G. L. c. 40A §7, as amended; (2). Alternatively, the Petitioner proposes to amend the July 9, 1959 Decision of the ZBA to allow the use of five dwelling units at the locus 208-210 River Street. 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, Sarah Hankins.