



# City of Waltham

COMMONWEALTH OF MASSACHUSETTS

## ZONING BOARD OF APPEALS

### LEGAL NOTICE

DATE FILED: August 29, 2019

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 October 8, 2019 AT 7:00 P.M. ON THE FOLLOWING:

**Case #:** 2019-25. **Petitioner:** New Cingular Wireless PCS LLC by its Manager AT&T Mobility. **Owner:** Bentley University. **Nature of Application/Petition:** Appeal of the Inspector of Buildings' determination that the proposed Educational Use Communications facility is not (i) an Educational Use as defined in Section 3.215 of the Zoning Ordinance, nor (ii) a permitted use under M.G.L. c. 40A, Section 3. **Subject Matter:** The proposal is for the installation of a small-cell wireless facility at a height of approximately 32 feet 6 inches on a replacement light pole fixture and related ground electronic equipment. **Location and Zoning District:** 400 Beaver Street; Residence A-3 Zoning District. **Provisions of Zoning Ordinance Involved:** Section 3.4. Table of Uses, Institutional, Educational Uses, Use Reference 3.215, Section 7.2, Section 7.31 and M.G.L. c. 40A, Section 3, and Section 14. **Specific Relief Sought:** Pursuant to the Board's authority under Section 7.2, Section 7.31, and M.G.L. c. 40A, Section 3, Petitioner prays the Board to duly find that the proposed Educational Use Communications Facility is (i) an educational use as defined in Section 3.215 of the Zoning Ordinance, and/or, is (ii) a permitted use under M.G.L. c. 40A, Section 3, all as described and shown on the application and plans filed by the Petitioner. 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.