



City of Waltham
COMMONWEALTH OF MASSACHUSETTS

ZONING BOARD OF APPEALS

LEGAL NOTICE

Date Filed: October 7, 2021

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 November 9, 2021 AT 7:00 P.M. ON THE FOLLOWING:

Case #: 2021-34. **Petitioner:** Totten Pond Road Service Center, Inc. **Owner:** 511 Totten Pond Road LLC. **Nature of Application/Petition:** Application to Amend Prior Decision. **Subject Matter:** The locus consists of an existing parcel of land situated at 511 Totten Pond Road. A retail gasoline station with a convenience food store is situated thereon. The petitioner proposes to construct, use and maintain a shed on the locus parcel. **Location and Zoning District:** 511 Totten Pond Road; Limited Commercial Zoning District. **Provisions of Zoning Ordinance Involved:** §4.232 and §7.2. **Specific Relief Sought:**

In Case No. 2021-01 the Zoning Board of Appeals granted certain zoning relief to the Petitioner which amended all prior Board of Appeals decisions applicable to the locus property to allow for an addition to the structure situated thereon.

The Petitioner now seeks to amend the Case No. 2021-01 Notice of Decision and all prior decisions referenced therein to allow for the placement of a shed on the locus. In Condition No. 2 of the Notice of Decision, Case No. 2021-01 it states that all construction and use of the premises shall be in substantial accordance with the plan cited therein at 2a.

Here, the Petitioner seeks to amend Condition 2a. so that construction and use of the premises shall be in substantial accordance with the plan submitted herewith in this petition. The shed shall be situated 10.5 feet from existing structure on the locus and shall conform to all dimensional zoning requirements.

The Petitioner is also requesting relief from § 4.232, Location of Accessory Building, from the Zoning Ordinance. It states that a detached building may be erected in the side yard or rear yard area but not nearer than ten feet to the principal building. Here, the Petitioner proposes to construct, use and maintain an accessory building, a shed, in the front yard of the locus as it fronts on Winter 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.