FOR THE CITY OF WALTHAM ZONING BOARD OF APPEALS

GENERAL HEARING

February 23, 2016 7:00 P.M.

at

Public Meeting Room, First Floor Arthur Clark Government Center 119 School Street Waltham, Massachusetts 02451

> Barbara Rando, Chair Mark Hickernell, Clerk Glenna Gelineau Sarah Hankins

Waltham Zoning Board of Appeals/2-23-16/2

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<u>CASE</u>
2016-02

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ATTACHMENTS

Legal Notices: Case No. 2016-02

Case No. 2016-02: Email/Letter from the Applicant requesting a continuance

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1
                       PROCEEDINGS
 2
                      BARBARA RANDO, CHAIR: Good evening.
       The Zoning Board of Appeals for Tuesday, February 23rd
 3
 4
       is called to order at 7:00 p.m.
 5
                      Tonight we have one new case before
 6
       us, and the members sitting this evening are Mr.
 7
       Hickernell, Ms. Gelineau, Ms. Hankins, and I am
 8
       Barbara Rando.
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1	ACCEPTANCE OF MINUTES OF FEBRUARY 2 AND 9 MEETINGS
2	
3	BARBARA RANDO, CHAIR: The first
4	action this evening is a motion to accept the minutes
5	of February 2 nd and February 9 th .
6	GLENNA GELINEAU: I'll make a motion
7	to accept the minutes.
8	BARBARA RANDO, CHAIR: Motion by Ms.
9	Gelineau.
10	SARAH HANKINS: Second.
11	BARBARA RANDO, CHAIR: Do I have a
12	second? By Ms. Hankins.
13	All in favor?
14	ALL BOARD MEMBERS: Aye.
15	BARBARA RANDO, CHAIR: Opposed?
16	(No Board Members opposed.)
17	BARBARA RANDO, CHAIR: The ayes have
18	it.
19	//
20	//
21	//
22	//
23	//
24	

1 Case Number 2016-02: Arc Massachusetts, Inc. 217 2 South Street. 3 4 BARBARA RANDO, CHAIR: All right. 5 Unfortunately, Case 2016-02, Arc Massachusetts, Inc., 6 doing business as The Arc of Massachusetts, 217 South 7 Street, Waltham, Mass., and that is for a sign 8 variance, the attorney called and he is very sick and 9 asked if we could continue that case to a later date. 10 So, I will have the Clerk read the 11 letter from the attorney into the record, and then we 12 will vote on it. 13 MARK HICKERNELL: (The Clerk reads the 14 above-mentioned email into the record. See 1.5 Attached.) 16 BARBARA RANDO, CHAIR: All right. 17 I have a motion to allow Case 2002-16 (sic) -- 2016-18 02 to continue, and we'll set a date afterwards? 19 I have a motion to allow it to continue? 20 MARK HICKERNELL: So moved. 21 GLENNA GELINEAU: I'll make a motion. 22 MARK HICKERNELL: Oh, I'm sorry. 23 BARBARA RANDO, CHAIR: Motion by Mr.

24

Hickernell.

Waltham Zoning Board of Appeals/2-23-16/6

4	
1	Second by Ms. Gelineau?
2	GLENNA GELINEAU: Sure.
3	BARBARA RANDO, CHAIR: All in favor?
4	ALL BOARD MEMBERS: Aye.
5	BARBARA RANDO, CHAIR: Opposed?
6	(No Board Members opposed.)
7	BARBARA RANDO, CHAIR: All right. We
8	will continue it March 15 th or March 22 nd , either one.
9	The 22^{nd} is really better for me, but I'll go along
LO	with whatever the Board
L1	MARK HICKERNELL: I'm available on
L2	both those days.
L3	BARBARA RANDO, CHAIR: You're
L 4	available?
L5	MARK HICKERNELL: Yeah.
L6	GLENNA GELINEAU: Either date I'm
L7	available.
L8	SARAH HANKINS: Either is fine for me,
L 9	yeah.
20	BARBARA RANDO, CHAIR: All right.
21	Does anyone mind coming the 22 nd ?
22	MARK HICKERNELL: What's to mind?
23	BARBARA RANDO, CHAIR: Oh, all right.
) Δ	And we'll make it $2016-02$ on March 22^{nd} at $7\cdot00$ n m

- 1 All right. That's taken care of.
- We also have an application packet
- 3 that we are going to change a couple of things in.
- 4 If we could go over that, that would be helpful for
- 5 our secretary.
- 6 She also would like -- I thought
- 7 everyone was getting one. Sarah, could you look in
- 8 the cart and see if there are applications for
- 9 everyone.
- 10 SARAH HANKINS: I don't have the names
- 11 either.
- BARBARA RANDO, CHAIR: I'm sorry?
- 13 SARAH HANKINS: The names.
- BARBARA RANDO, CHAIR: That's okay.
- Do you see any laying flat on the side? All right.
- 16 Then I'll just mention it, what she's suggesting.
- On the checklist, the abutter's list,
- 18 she would like to add "Certified by City Assessor."
- 19 It just says certified is required, certification is
- 20 required. I think it would be better if it's
- 21 certified by the City Assessor.
- MARK HICKERNELL: Does that require an
- 23 additional payment of anything to have them get it
- 24 certified by the assessor?

1	BARBARA RANDO, CHAIR: No, because
2	it's done by the assessor, but she wants to make sure
3	that it's done by a certified
4	MARK HICKERNELL: Okay.
5	BARBARA RANDO, CHAIR: city
6	assessor.
7	MARK HICKERNELL: So it's just
8	clarifying the current practice?
9	BARBARA RANDO, CHAIR: Clarifying the
10	cert, yeah. Does everyone well, we can vote on it
11	afterwards, but that was one of the things.
12	And on the Zoning Board of Appeals
13	application form, instead of saying "specific manner
14	in which subject matter varies from zoning
15	ordinance," say "specific relief sought."
16	MARK HICKERNELL: So what do you say?
17	BARBARA RANDO, CHAIR: I think it's
18	great. Good idea. Okay?
19	MARK HICKERNELL: Sounds good, yeah.
20	GLENNA GELINEAU: Okay.
21	BARBARA RANDO, CHAIR: No questions
22	about that? Okay.
23	On page two, contact information, I
24	guess she wants the email address also. That's a no

- 1 brainer. 2 MARK HICKERNELL: Yeah. 3 BARBARA RANDO, CHAIR: I've got three 4 more, quys. 5 On page -- there's no page 6 Legal notice, specific relief sought, it's the same, 7 "specific manner in which subject matter varies." 8 It's the same word change. 9 GLENNA GELINEAU: Okay. 10 BARBARA RANDO, CHAIR: On instructions 11 and procedures, number two, the preferred size of the 12 plan is 11x17. 13 SARAH HANKINS: Under A? 14 BARBARA RANDO, CHAIR: It must be inches. I think it's --15 16 SARAH HANKINS: Is it number two under 17 A? I'm sorry. 18 MARK HICKERNELL: Yeah. 19 SARAH HANKINS: Oh, okay. Yeah. 20 BARBARA RANDO, CHAIR: Do you see a 21
- 23 change.

change there?

22

24 BARBARA RANDO, CHAIR: by

Eleven inches by 17 inches.

MARK HICKERNELL: I don't see a

1	inches.
2	MARK HICKERNELL: I don't see the
3	change, but
4	BARBARA RANDO, CHAIR: Maybe there was
5	a spelling.
6	MARK HICKERNELL: Or maybe she's just
7	bolding it is what she means.
8	BARBARA RANDO, CHAIR: And the last
9	one on page six, if you're following, Sarah, the
10	mailing. "Petitioner shall cover the cost of mailing
11	at current rate to be paid prior to hearing." And it
12	was, "Petitioner shall cover the cost of mailing at
13	current rate," but it should be paid before the
14	hearing because we've had a problem with hearing the
15	cases and not getting the money.
16	MARK HICKERNELL: Sounds good.
17	BARBARA RANDO, CHAIR: No problems?
18	GLENNA GELINEAU: No.
19	BARBARA RANDO, CHAIR: All right.
20	Now, I'll take a vote to approve the few changes that
21	we made to the application process. Do I hear a
22	motion to accept it?
23	MARK HICKERNELL: So moved.

24

BARBARA RANDO, CHAIR: Motion by Mr.

1	Hickernell.
2	Second?
3	GLENNA GELINEAU: Second.
4	BARBARA RANDO, CHAIR: By Ms.
5	Gelineau.
6	All in favor?
7	ALL BOARD MEMBERS: Aye.
8	BARBARA RANDO, CHAIR: Opposed?
9	(No Board Members opposed.)
10	BARBARA RANDO, CHAIR: The ayes have
11	it, and the application packet is corrected.
12	One more motion is in order.
13	MARK HICKERNELL: Motion to adjourn.
14	BARBARA RANDO, CHAIR: Motion to
15	adjourn.
16	Second?
17	GLENNA GELINEAU: Second.
18	BARBARA RANDO, CHAIR: Second.
19	All in favor?
20	ALL BOARD MEMBERS: Aye.
21	BARBARA RANDO, CHAIR: We're adjourned
22	at 7:15. Thank you.
23	(Whereupon, the public hearing was
24	concluded at 7:15 p.m.)



CERTIFICATE

I, Judith Luciano, do hereby certify that the foregoing record is a true and accurate transcription of the proceedings in the abovecaptioned matter to the best of my skill and ability.

Judith Luciano

Barbara Rando, clerk 3/22/16

