



City of Somerville

PLANNING BOARD

City Hall 3rd Floor, 93 Highland Avenue, Somerville MA 02143

DECISION

2022 NOV 21 A 10:47

PROPERTY ADDRESS: 109 College Ave
CASE NUMBER: P&Z 22-144
OWNER: James Shaw
OWNER ADDRESS: 109 College Ave., Somerville, MA 02144
DECISION: Approved with Conditions (Site Plan Approval)
DECISION DATE: November 18, 2022

CITY CLERK'S OFFICE
SOMERVILLE, MA

Pursuant the Somerville Planning Board's Rules of Procedure & Policy, commercial signs require only Minor Site Plan Approval, with the Director of Planning, Preservation, & Zoning serving as the decision-making authority in-lieu of the Planning Board.

This decision summarizes the findings made by the Director of Planning, Preservation, & Zoning regarding the Minor Site Plan Approval application submitted for 109 College Ave.

SUMMARY OF PROPOSAL

Applicant Batten Bros Sign Advertising proposes to install one (1) wall sign (permitted under and compliant with SZO Article 10.8.12) and one (1) yard sign (permitted under and compliant with SZO Article 10.8.19). The wall sign and the yard sign will both read "dentist / irida dautaj, dmd lorna lally, dmd." The signs will not be illuminated.

RECORD OF PROCEEDINGS

On November 17, 2022, the Director of Planning, Preservation, & Zoning reviewed the submitted application materials.

PLANS & DOCUMENTS

Application plans, documents, and supporting materials submitted and reviewed are identified below.

Document Name	Pages	Prepared By	Date	Revision Date
Sign Plan and Zoning Dimensional Table, 109 College Ave	2	Batten Bros Sign Advertising, 893 Main St., Wakefield, MA 01880	November 8, 2022	N/A
Narrative for signs at 109 College Ave.	1	Batten Bros Sign Advertising, 893 Main St., Wakefield, MA 01880	Not dated	N/A
109 College Ave Façade Elevation	1	Batten Bros Sign Advertising, 893 Main St., Wakefield, MA 01880	Not dated	N/A

FINDINGS

In accordance with the Somerville Zoning Ordinance and the Planning Board's Rules of Procedure & Policy for Minor Site Plan Approvals, the Director of Planning,

Preservation, & Zoning may approve or deny a Minor Site Plan Approval upon making findings considering, at least, each of the following:

1. *The comprehensive plan and existing policy plans and standards established by the City.*

The Director finds that this proposal is compatible with the goals laid out in SomerVision 2040, the City's Comprehensive Master Plan, including supporting commercial development.

2. *The intent of the zoning district where the property is located.*

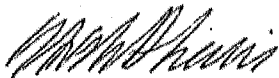
The Director finds that the proposal is consistent with the intent of the Neighborhood Residence district, which is, in part, "[t]o implement the objectives of the Comprehensive Plan of the City of Somerville."

3. *Mitigation proposed to alleviate any impacts attributable to the proposed development.*

The Director finds that the proposed commercial signage does not cause any impacts deserving of mitigation.

DECISION

Following review of the submitted application materials and the statutorily required considerations, the Director of Planning, Preservation, & Zoning **APPROVED** the Site Plan Approval for a Wall Sign and a Yard Sign on behalf of the Planning Board.



Sarah Lewis, Director of Planning, Preservation, & Zoning
Office of Strategic Planning & Community Development

CLERK'S CERTIFICATE

Any appeal of this decision must be filed within twenty days after the date this notice is filed in the Office of the City Clerk, and must be filed in accordance with M.G.L. c. 40A, sec. 17 and SZO sec. 15.5.3.

In accordance with M.G.L. c. 40 A, sec. 11, no variance shall take effect until a copy of the decision bearing the certification of the City Clerk that twenty days have elapsed after the decision has been filed in the Office of the City Clerk and no appeal has been filed, or that if such appeal has been filed, that it has been dismissed or denied, is recorded in the Middlesex County Registry of Deeds and indexed in the grantor index under the name of the owner of record or is recorded and noted on the owner's certificate of title.

Also in accordance with M.G.L. c. 40 A, sec. 11, a special permit shall not take effect until a copy of the decision bearing the certification of the City Clerk that twenty days have elapsed after the decision has been filed in the Office of the City Clerk and either that no appeal has been filed or the appeal has been filed within such time, is recorded in the Middlesex County Registry of Deeds and indexed in the grantor index under the name of the owner of record or is recorded and noted on the owner's certificate of title. The person exercising rights under a duly appealed Special Permit does so at risk that a court will reverse the permit and that any construction performed under the permit may be ordered undone.

The owner or applicant shall pay the fee for recording or registering. Furthermore, a permit from the Division of Inspectional Services shall be required in order to proceed with any project favorably decided upon by this decision, and upon request, the Applicant shall present evidence to the Building Official that this decision is properly recorded.

This is a true and correct copy of the decision filed on _____ in the Office of the City Clerk, and twenty days have elapsed, and

FOR VARIANCE(S) WITHIN

_____ there have been no appeals filed in the Office of the City Clerk, or
_____ any appeals that were filed have been finally dismissed or denied.

FOR SPECIAL PERMIT(S) WITHIN

_____ there have been no appeals filed in the Office of the City Clerk, or
_____ there has been an appeal filed.

FOR SITE PLAN APPROVAL(S) WITHIN

_____ there have been no appeals filed in the Office of the City Clerk, or
_____ there has been an appeal filed.

Signed _____ City Clerk Date _____