



CITY OF SOMERVILLE, MASSACHUSETTS
MAYOR'S OFFICE OF STRATEGIC PLANNING & COMMUNITY DEVELOPMENT
JOSEPH A. CURTATONE
MAYOR

GEORGE J. PROAKIS
EXECUTIVE DIRECTOR

PLANNING DIVISION

PLANNING BOARD MEMBERS

MICHAEL A. CAPUANO, *CHAIRMAN*
JOSEPH FAVALORO, *CLERK*
DOROTHY A. KELLY GAY
REBECCA LYN COOPER
GERARD AMARAL, (ALT.)

Case #: PB 2018-16

Site: 311 Somerville Ave

Date of Decision: November 29, 2018

Decision: *Petition Withdrawn Without Prejudice*

Date Filed with City Clerk: December 6, 2018

PLANNING BOARD DECISION

Applicant/Owner Name: Edson Lino
Applicant/Owner Address: 311 Somerville Avenue, Somerville, MA 02143
Agent Name: Jeff Newman
Agent Address: 280 Worcester Rd, #118, Framingham, MA 01702
Alderman: Ben Ewan-Campen

Legal Notice: Applicant/Owner Edson Lino International Optical requests a Special Permit for a new wall sign under SZO §6.1.22.D.5. Commercial Corridor District (CCD-55). Ward 3.

Zoning District/Ward:	CCD-55 zone. Ward 3.
Zoning Approval Sought:	§6.1.22.D.5
Date of Application:	August 21, 2018
Date(s) of Public Hearing:	10/4, 11/8, 11/29
Date of Decision:	November 29, 2018
Vote:	5-0

Appeal #PB 2018-16 was opened before the Planning Board at Somerville City Hall in the Aldermanic Chambers on October 4, 2018. Notice of the Public Hearing was given to persons affected and was published and posted, all as required by M.G.L. c. 40A, sec. 11 and the Somerville Zoning Ordinance. On November 29, 2018, the Planning Board took a vote.



CITY HALL • 93 HIGHLAND AVENUE • SOMERVILLE, MASSACHUSETTS 02143
(617) 625-6600 EXT. 2500 • TTY: (617) 666-0001 • FAX: (617) 625-0722
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DECISION:

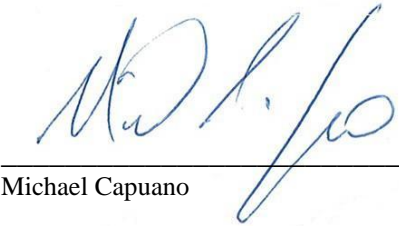
Present and sitting were Members Joseph Favaloro, Michael Capuano, Dorothy Kelly Gay, Rebecca Lyn Cooper and Gerard Amaral. The Applicant/Owner submitted a written request to have the petition withdrawn without prejudice. Michael Capuano made a motion to approve the request to withdraw the petition without prejudice. Joseph Favaloro seconded the motion. Wherefore the Planning Board voted **5-0** to **APPROVE** the request to **WITHDRAW THE APPLICATION WITHOUT PREJUDICE**.



Attest, by the Planning Board:



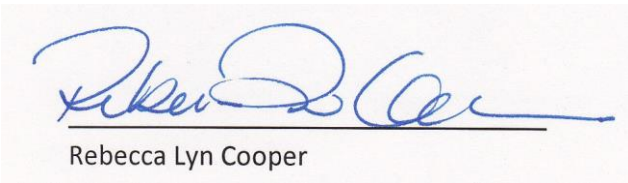
Joseph Favaloro



Michael Capuano



Dorothy A. Kelly Gay



Rebecca Lyn Cooper



Gerard Amaral

Copies of this decision are filed in the Somerville City Clerk's office.
Copies of all plans referred to in this decision and a detailed record of the
SPGA proceedings are filed in the Somerville Planning Dept.

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. 3.2.10.

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 SPECIAL PERMIT(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 _____

