

Portland, Maine



Yes. Life's good here.

Permitting and Inspections Department
Michael A. Russell, MS, Director

Ann Machado, Zoning Administrator

October 27, 2017

Verrill Dana LLP
Attn: Scott Anderson
One Portland Square
Portland, Maine 04112-0058

Dear Scott,

Your Conditional Use Appeal has been scheduled to be heard before the Zoning Board of Appeals on **Thursday, November 2, 2017, at 6:30 p.m.** on the Second Floor in Room 209, City Hall, 389 Congress Street, Portland, Maine.

Please remember to bring a copy of your application packet with you to the meeting to answer any questions the Board may have.

I have included an agenda with your appeal highlighted, as well as a handout outlining the meeting process for the Zoning Board of Appeals.

I have also included the bill for the processing fee, legal ad, and notices for the appeal. You may pay online by visiting <http://www.portlandmaine.gov/1728/Permitting-Inspections> and clicking the "Pay Your Bill Online" link in the menu on the left. You can also pay by mail at:

MAKE CHECK PAYABLE TO: City of Portland
MAILING ADDRESS: Permitting & Inspections Department, Room 315
389 Congress Street
Portland, ME 04101

All fees must be paid in full either before the hearing or by bringing payment to the hearing. If there are outstanding fees at the time of the hearing, your appeal will be tabled and rescheduled once fees are paid.

Please feel free to contact me at 207-874-8701 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Doreen M. Christ".

Doreen M. Christ
Support Services Specialist

pc: File

CITY OF PORTLAND, MAINE

ZONING BOARD OF APPEALS

Kent Avery, Chair
Donna Katsiaficas, Secretary
Robert Bartels
Eric Larsson
Benjamin McCall
Joseph Zamboni

APPEAL AGENDA

The Board of Appeals will hold a Public Hearing on Thursday, November 2, 2017, at 6:30 p.m. in Room 209 on the Second Floor at Portland City Hall, 389 Congress Street, Portland, Maine, to hear the following appeals:

1. New Business:

- A. **Conditional Use Appeal:** 240 Brighton Avenue, Joseph P. & Sylvia R. Guidi, owners, Tax Map 186A, Block F, Lots 009 & 022, R-5 Residential Zone: The applicant is seeking a Conditional Use Appeal under Section 118(a)(5) to gain approval for two existing dwelling units within the principal structure on the property. The current legal use of the property is a two-family dwelling. Representing the appeal is James Guidi, the owners' son.
- B. **Conditional Use Appeal:** 1531 Congress St, Bell Atlantic Mobile Systems of Allentown, Inc., owner, Tax Map 196, Block E, Lot 001, R-5 Residential Zone: The applicant is seeking a Conditional Use Appeal under Section 14-118(c)(2) to construct a thirty foot by forty foot telephone equipment shelter, a pad-mounted generator, and four pad-mounted HVAC units. A Conditional Use Appeal was previously approved by the board on October 20, 2016, and the Board granted an extension on April 20, 2017 for six months, but the extension expired on October 20, 2017. The applicant is close to completing the site plan and building permit process in order to start construction. Representing the appeal is the owner and Scott D. Anderson, Esq.
- C. **Disability Variance Appeal:** 30 Woodlawn Avenue, Ruth M. Egle & Karen Egle-Gaber, owners, Tax Map 435, Block A, Lot 045, R-5 Residential Zone: The applicant is seeking a disability variance under Section 14-473(c)(2) to install a temporary handicapped accessible ramp to access the dwelling. The appellant is requesting a side setback of three feet instead of the required eight foot side yard setback [Section 120(4)(c)(i)]. Representing the appeal is Jill Johanning from Alpha One.

2. Adjournment

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Zoning Board of Appeals Meeting Process

You or your representative must attend the Zoning Board meeting in order to present your case and to answer any questions the Board may have concerning your appeal. Have a copy of your appeal with you.

First, the Chairperson will call the meeting to order and read the procedures.
Next, the Secretary will call the roll of the Board members present.
The meeting will then open to the first appeal on the agenda.

The first applicant will come forward to the small front table and give a verbal summary of what it is they are appealing to the Board. The Board will have already received your written application packet. You then may need to answer questions from the Board.

The public will have a chance to respond when the Chair first asks the public as to who would like to respond in favor or against the appeal application. The applicant will be able to respond after all the public comments.

When the Board is satisfied that they have all the information they need to make a decision, the Chairperson will close the meeting to public comment and will begin their deliberations.

The Board will make a motion (usually in the affirmative) and then further discuss the issues involved. On rare occasions, the Board may open the public portion again (temporarily) to ask another question to the applicant. After the deliberation, the Board will take an official vote and thus make an official decision.

The Board will then ask the next applicant to come forward. The process continues until all appeals are heard and decisions are rendered.

The Chairperson will then adjourn the meeting.

A copy of the Board's decision will be mailed to you, along with a bill for abutter's notices and legal ads. We will also include a building permit application if deemed necessary.

The Building Permit application will have to be filled out and returned to Inspection Services on the 3rd floor of City Hall, as per current application process. A document outlining the Building Permit process is available at the office or on line at: <http://www.portlandmaine.gov/DocumentCenter/View/4468>. It is the responsibility of the applicant to submit all the required documents and plans that are listed on the permit application checklist. Any outstanding fees incurred during the Appeal process must be paid before the building permit can be issued.

CITY OF PORTLAND
DEPARTMENT OF PLANNING & URBAN DEVELOPMENT

389 Congress Street
 Portland, Maine 04101

INVOICE OF FEES

Application No: 0000-3076	Applicant: Verrill Dana LLP - Scott Anderson
Project Name: 1531 CONGRESS ST	Location: 1531 CONGRESS ST
CBL: 196 E001001	Application Type: Conditional Use
Invoice Date: 10/25/2017	

Previous Balance	-	Payment Received	+	Current Fees	-	Current Payment	=	Total Due	Payment Due Date
\$100.00		\$100.00		\$220.56		\$0.00		\$220.56	On Receipt

First Billing

Previous Balance	\$100.00
Payment Received 10/6/2017 - Thank you	- \$100.00

Fee Description	Qty	Fee/Deposit Charge
Processing Fee	1	\$50.00
Notices - ZBA	47	\$35.25
Legal Advertisements - ZBA	1	\$135.31
		\$220.56
	Total Current Fees:	+ \$220.56
	Total Current Payments:	- \$0.00
	Amount Due Now:	\$220.56

 Detach and remit with payment

CBL 196 E001001
Bill To: Verrill Dana LLP - Scott Anderson
 One Portland Square
 Portland, ME 04112-0586

Application No: 0000-3076
Invoice Date: 10/25/2017
Invoice No: 70682
Total Amt Due: \$220.56
Payment Amount:

Make checks payable to the *City of Portland*, ATTN: Inspections, 3rd Floor, 389 Congress Street, Portland, ME 04101.

Pay On-Line at <http://portlandmaine.gov/550/Inspections>