

A.P. 394 Allen Avenue New 17, 1968 Coynt Sign Company 195 St. John Street Att: Joseph Coyne ec to: Shaw's Recity Company 585 Congress Street Dear Mr. Corner Fermit to erest a detached pole sign 12' x 8" with an overall height of 23'9" above the ground at the above named location is being issued subject to the following restrictions of the Board of Appeals that this sign shall have only steady non-flashing and non-aminated flighting. Very truly yours, A. Allon Soule Acting Deputy Director of Building & Inspection Services A.P. 394-398 Allen Avenue

April 29, 1968

Shaw's Realty Company

Cc to: Coyne Sign Company, Att.

ec to: Coyne Sign Company, Att: Joseph Coyne 195 St. John Street cc to: Corporation Councel

Gentlemen:

585 Congress Street

Permit to erect a detached pole sign 12' x 8' with an everall height of 23'9" above the ground at the above named location is not issuable under the Zoning Ordinance for the following reasons:

- 1. The property is located in a B-1 Business Zone where under provisions of Section 602.16.4a of the ordinance a detached sign is not allowable.
- 2. This sign will have a so called travelling bulb (animated light) which is not allowable under Soction 602.16. bb.
- 3. This sign which will be located about 3' from the street line will be unlawful encroachment upon the 15 foot front yard setback which is required by Section 602.8c.3 and upon the 40 foot setback tree required by Section 602.21.

We understand that you would like to exercise your appeal rights in this matter. Accordingly you or your authorized representative should come to this office in Room 113, City Hall to file the appeal on forms which are available here. A fee of \$15.00 shall be paid at this office at the time the appeal is filed.

Very truly yours,

A. Allen Souls Acting Deputy Director of Building & Inspection Services

AAS:11

A1/26 - 4/29/68-394- 398 aller av. Detached Sele sign (structure) CHECK AGAINST ZONING ORDINANCE LDate -Lone Location - B1 /Interior or corner bot afful ___ 40 ft setback area? (Section 21) /e.s What -> Use - Detailed fole sign Sewago-Dieposel -Side Yards - 18 . R 45 Projections d full Height - 23'9"

Lot Area -Building Area Area per Family Width of Lot-Lot-Frontage. Off-street Farking Stendy Lighting appel , animated or travelling bull 112 1130- Cisit store Sign or 105 11 Share of sign is good on in the control of sign is good on t O.K -

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BI BUSINESS ZONE

APPLICATION FOR PERMIT

ADDUGAT	BI BUSINESS ZOME	PERMIT ISSUED
	ION FOR PERMIT	460
	ructure Sign	WW. T. 1900
Portland,	Maire, April 25,1963	CITY of PORTLAND
The understand translu at this for the	AND, MAINE	
The undersigned nereby applies for a permi in accordance with the Laws of the State of Maine specifications, if any, submitted herewith and the fe		owing building structure equipment
Approx 30 v 177 - 1	nowing specifications:	
Location Approx. 38 Allen Ave.	Within Fire Limits	? Dist. No
Owner's name and address	Co.585 Congress St.	Telanhama
Lessee's name and address	Company 195 St. John St.	Telephone
Contractor's name and address Coyne Sign	Company 195 St. John St.	Telephone 772-4144
Architect Proposed use of building	Specifications Plans	No. of sheets 1
Last use		No. families
Material No. stories Heat	Style of roof	No. families
Other buildings on same lot	orgie of 1001	Roonng
Estimated cost \$		Fee \$ 2.00
	Description of New Work	rec q
• • • • • • • • • • • • • • • • • • • •	• • • • • • • • • • • • • • • • • • • •	
Ma and an in the same		•
Auburn St Jesstier #g2	x 12' high detached pole sign(doublefaced) from
Auburn St. location #73-sev pl	an. (steady lighting and tr	ravelling bulb)
		* *
	Appeall sustained	5/10/67
		Andreas Commission Colored for managements
It is understood that this permit does not include in the name of the heating contractor PERMIT TO	stallation of heating apparatus which is to	he taken out scharately by and in
the name of the heating contractor. PERMIT TO	BE ISSUED TO contractor	oo takon our separately by and in
D	etails of New Work	• •
Is any plumbing involved in this work?	Is any electrical work involve	d in this work?
13 connection to be made to public sewer?	If not what a managed for	
Has septic tank notice been sent?	Form notice sent?	***************************************
respire average grade to top of plate	Height average grade to highest i	point of roof
Size, front depth No. stor	iessolid or filled land?	earth or rock?
Material of foundation	I bickness, top bottom bottom	. cellar
Kind of rcof	Roof covering	
No. of chimneys	full size? Corner posts	of heatfuel
Size Girder Columns under gird	dersSize	Most on southern
Studs (outside walls and carrying partitions) 2x4	-16" O. C. Bridging in every floor and fl	at roof span over 8 feet
Joists and rafters: 1st floor	, 2nd, 3rd	roof
On centers: 1st floor	, 2nd, 3rd	roof
Maximum span: 1st floor	, 2nd, 3rd	roof
If one story building with masonry walls, thickness	sa of walls?	height?
•	If a Garage	
No. cars now accommodated on same lot, to i	oc accommodated number commercia	Lears to be assessmeduted
Will automobile repairing be done other than mine	or repairs to cars habitually stored in the	proposed building?
ROVED:	Miscellan	
6-5/17/68 - aller 4/ Sel to	Will work require disturbing of any t	
	Will there be in charge of the above	e work a person contretent to
	see that the State and City require observed?yes	oments pertaining thereto are
	Coyne Sign Co	m pany
		- ·

\$15-Od 5/2/68 Dranted Cond. 5/10/68 68/32

CITY OF PORTLAND, MAINE IN THE BOARD OF APPEALS

VARIANCE APPEAL

Shaw's healty Co. , owner of property at 394-398 Allen Avenue under the provisions of Section 24 of the Zoning Ordinance of the City of Portland, hereby respectfully petitions the Board of Appeals for a variance from the provisions of said Ordinance to permit: erection of a detached pole sigh 12'x8' with an overall height of 23'9". This permit is presently not issuable under the Zoning Ordinance because:

(1.) The property is located in a 3-1 Business Zone where und provisions of Section 602.16.4a of the Ordinance a detached sign is not allowable; (2) This s'on will have a so-called travelling bulb (animated light) which is not allowable under Section 602.16.4b;

(3) This sign which will be located about 3' from the street line will be alswful encroachment upon the 15 foot front yard setback which is required by Section 602.8c.3 and upon the 40 foot setback area required by Section 602.21.

LEGAL BASIS OF APPEAL: Such variance may be granted only if the Board of Appeals finds that the strict application of the provisions of the Ordinance would result in undue hardship in the development of property which is inconsistent with the intent and purpose of the Ordinance; that there are exceptional or unique circumstances relating exproperty that do not generally apply to other property in the same zone or neighborhood, which have not arisen as a result of action of the applicant subsequent to the adoption of this Ordinance whether in violation of the provisions of the Ordinance or not; that property in the same zone or neighborhood will not be adversely affected by the granting of the variance; and that the granting of the variance will not be contrary to the intent and purpose of the Ordinance.

By: Mille H. Saunes J. Then SURER APPENIANT

DECISION

After public hearing held May 16, 1968, the Board of Appeals finds that all of the above conditions do exist with respect to this property and that a variance should be granted in this case, provided that said sign shall have only steady, non-flashing, and non-animated lighting.

It is, therefore, determined that a variance from the provisions of the Zoning Ordinance should be granted in this case, provided that said sign shall have only steady, non-flashing, and non-animated lighting.

HOARD OF APPEALS

A.P.- 394-398 Allen Avenue

April 29, 1968

Shaw's Realty Company 585 Congress Street cc to: Coyne Sign Company, Att: Joseph Coyne 195 St. John Street cc to: Corporation Counsel

Contlement

Permit to erect a detached pole sign 12' x 8' with an overall height of 23'9" above the ground at the above named location is not issuable under the Zoning Ordinance for the following reasons:

- 1. The property is located in a B-1 Business Zone where under provisions of Section 602.16.4a of the ordinance a detached sign is not allowable.
- This sign will have a so called travelling bulb (animated light) which is not allowable under Section 602.16.4b.
- 3. This sign which will be located about 3' from the street line will be collumnal encroachment upon the 15 foot front yard setback which is required by Section 602.8c.3 and upon the 40 foot setback area required by Section 602.21.

We understand that you would like to exercise your appeal rights in this matter. Accordingly you or your authorized representative should come to this office in Room 113, City Mall to file the appeal on forms which are available here. A "ee of \$15.00 shall be paid at this office at the time the appeal is ...d.

Very truly yours,

A. Allan Soule Acting Deputy Director of Euilding & Inspection Services

AAS:m

DATE: May 16, 1968

HEARING ON APPEAL UNDER THE ZONING ORDINANCE OF Shaw's Realty Co.
AT 394-398 Allen Ave.

Public Hearing on the above appeal was held before the Board of Appeals.

BOARD OF APPEALS

Franklin G. Hinckley
Ralph L. Young
Harry M. Shwartz

VOTE

YES
NO
(x)
(x)
(x)
(x)

Record of Hearing - Granted provided that said sign shall have only steady, non-flashing, and non-animated lighting.

CITY OF PORTLAND, MAINE IN THE ECAND OF APPEALS

May 6, 1968

TO WHEEL IT MAY CONCERN:

The Board of Appeals will hold a public hearing in the Council Chamber at City Hall, Portland, Maine, on Thursday, May 16, 1968, at 4:00 pm. to hear the appeal of Shaw's Realty Co. requesting an exception to the Zoning Ordinarca to permit erection of a detached pole sign 12'x8' with an overall height of 23'9".at 394-398 Allen Avenue.

This permit is presently not issuable under the Zoning Ordinance because (1) The property is located in a B-l Business Zone where under the provisions of Section 602.16.4a of the Ordinance a detached sign is not allowable; (2) This sign will have a so-called travelling bulb (animated light) which is not allowable under Section 602.16.4b; (3) This sign which will be located about 3 feet from the street line will be unlawful encroachment upon the 15 foot front yard setback which is required by Section 602.8c.3 and upon the 40 foot setback area required by Section 602.21.

This apperation and taken under Section 24 of the Zoning Ordinande which provides such variance may be granted only if the Board of Appeals finds that the strict application of the provisions of the Ordinance would result in undue hardship in the development of property which is inconsistent with the intent and purpose of the Ordinance; that there are exceptional or unique circumstances relating to the property that do not generally apply to other property in the same zone or neighborhood, which have not arisen as a result of action of the applicant subsequent to the adoption of this Ordinance whether in violation of the provisions of the Ordinance or not; that property in the same zone or neighborhood will not be adversely affected by the granting of the variance; and that the granting of the variance will not be contrary to the intent and purpose of the Ordinance.

All persons interested either for or against this appeal will be heard at the above time and place, this notice of required public hearing having been sent to the owners of property within 500 feet of the property in question as required by Ordinance,

BOARD OF APPEALS

Franklin G. Hinckley

Chairman

h

Coyne Sign Company 195 St. John Street Att: Joseph Coyne

cc tol. Shaw! ealty Company 585 Lungress Street

Dear Mr. Coyne:

Permit to creet a detached pole sign 12' x 8' with an overall height of 23'9" above the ground at the above named location is being issued subject to the following restrictions of the Board of Appeals that this sign shall have only steady non-flashing and non-animated flighting.

Very truly yours

A. Allan Soula Acting Deputy Director of Building & Inspection Services

4.P. - 394-398 Alien Avenue

April 29, 1968

Shaw's Realty Company 585 Congress Street ce to: Coyne Sign Company, Att: Joseph Coyne 195 St. John Street ce to: Corporation Counsel

Gentlemen:

Permit to erect a detached pole sign 12' x 8' with an overall height of 23'9" above the ground at the above named location is not issuable under the Coming Ordinance for the following reasons:

- 1. The property is located in a B-1 Business Zone where under provisions of Section 602.16.4a of the ordinance a detached sign is not allowable.
- 2. This sign will have a so called travelling bulb (animated light) which is not allowable under Section 602.16.4b.
- 3. This sign which will be located about 3' from the street line will be unlawful encronchment upon the 15 foot front yard satback which is required by Jection 602.80.3 and upon the AC foot setback area required by Jection 602.81.

We understand that you would like to exercise your appeal rights in this matter. Accordingly you or your authorized representative should come to this office in from 113, City Hall by file the appeal on forms which are available here. A fee of \$15.00 shall be paid at this office at the time the appeal is filed.

Very truly yours,

A. Allan Soule Acting Deputy Director of Euilding & Inspection Services

MICAN

394- 370- alein au. extended fell sign (attending)

CHECK AGAINST ZONING ORDINANCE

```
Date -
       Zone Location - 3/
        Interior or corner lot -
addut ____ 40 ft setback area? (Section 21) /es
Win -> Uso - Detached fole sign
          Sewage Disposal -
          Rear-Yards -
          Side fards -
       Front Yards - 18 ' Kes

←Projections --

        _Height - 23'9"
          Lot-Area-
          Building Area ~
          Aren per-Femily -
          Width of Lot-
          Lot-Frontago-
           Off-street Parking -
        wsterdy Listing
   What arenated or travelling bould
           Signon 106 113# Giart store
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this sign is on showing this de or way

These of sugin is

0.4: -

9000



BI BUSINESS ZONE

APPLICATION FOR PERMIT

PERMIT ISSUED
MAY 17 1968 469

Class of	Building or Type of Str	ucture Sign		MAY 17 1968 4
À :	Portland, A	Maine, pril 25,1968		CITY of PORTLAN
the INSPECTOR OF	BUILDINGS, PORTLA	ND. MAINE	•	
The undersigned he in accordance with the Lau specifications, if any, subm Location Approx. 380	reby applies for a permit us of the State of Maine, itted herewith and the fol XAllen Ave.	to erect alter repair demolish ir the Building Code and Zonin lowing specifications:	g Ordinance of the	City of Portland, plans and
Owner's name and address	5 Shaw's Realty	Co.585 Congress St.	Fire Limits?	Dist. No
Tessa's name and address	_	The state of the s		Telephone
Contractor's name and ad	dress Coyne Sign	Company 195 St. John S		Telephone
		Communication of the second	ier ang inandro gion ging to grap o ribno gandromang ann ng bagan a iba a a a	Roofing
Estimated cost \$	***************************************		annes e este d'empedent especies de participation est practica.	9.00
	General 1	Description of New Wo		Fee \$ 2.00
in -2		- and the state of them say	urk ·	t
	energy of the second			• •
To relocate e	xisting 12' wide x	12 high detached po	ole sign(doub	104000d) #
Auburn St. 10	cation #73-see pla	n. (steady lighting	e and travel	teraceu) Iron
, .			-8 -1- 010102	rang nata)
		-		•
i			•	
•	•			, ,
	,	Appeal r	nustaIned 3	10/67
It is understood that this pathe name of the heating contri		*****	which is to be take ractor	n out separately by and in
Is any plumbing involved :	Des	tails of New Work		**
Is connection to be made to	nublic sewera	Is any electrical wo	ork involved in thi	s work?
Height average grade to to	n of plate	Form notice sent?	***************************************	
Size, from dent	No storie		to highest point of	1 2001
Material of foundation	Timeston stories	solid or filled land?	e	arth or rock?
Kind of roof	Rise pur foot	hickness, topbotto	m celiar	and the contract of the contra
No. of chimneys	Material of chimner	Root covering	***************************************) (a congrephene (popular) grapem a tra e conse a provinció a consecução a por servincio prigis
raming Lumber-Kind	Dressed or fu	s of lining Corne	Kind of heat	(uel
ize Girder	Columns under girder	Size	r posts	Sills
Studs (outside walls and ca	rrying partitions) 2x4.1	6" O. C. Bridging in every fi	Max. o	n centers
Joists and rafters:	1st floor	o C. Bridging in every h	loor and flat roof	span over 8 feet.
On centers:	1st floor	2nd 3r	d	., roof
Maximum span:	Ist floor		.g	., roof
	asonry walls, thickness	of walls?	d	, roof
	and an arrange		t Lib delacting a realized converse and old the relie representation	height?
o care non non		If a Garage		,
Jill automobile	on same lot to be	accommodated number of	commercial cars to	be accommodated
Automobile repairing be	done other than minor	repairs to cars habitually sto	ored in the propos	ed building?
OVED:			Viscellaneous	
-5/m/10. C	a had a .	Will stools seeming to		•

work require disturbing of any tree on a public street? _____no Will there be in charge of the above work a person competent to see that the State and City requirements pertaining thereto are observed? yes

Coyne Sign Company

 $\theta_{\text{INSPECTION COPY}}$

\$15 Od 5/2/68 Shanted Cond. 5/10/68 68/32

CITY OF PORTLAND, MAINE IN THE BOARD OF APPEALS

VARIANCE APPEAL

Shaw's Realty Co.

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(3) This sign which will be located about 3' from the street line will be unlawful encroachment upon the 15 foot front yard setback which is required by Section 602.8c.3 and upon the 40 foot setback area required by Section 602.21.

LEGAL BASIS OF APPEAL: Such variance may be granted only if the Board of Appeals finds that the strict application of the provisions of the Ordinance would result in undue hardship in the development of property which is inconsistent with the intent and purpose of the Ordinance; that there are exceptional or unique circumstances relating and purpose of the Ordinance; that there are exceptional or unique circumstances relating and property that do not generally apply to other property in the same zone or neighborhood, which have not arisen as a result of action of the applicant subsequent to the adoption of this Ordinance whether in violation of the provisions of the Ordinance or not; that property in the same zone or neighborhood will not be adversely affected by the granting of the variance; and that the granting of the variance will not be contrary to the intent and purpose of the Ordinance.

By: May H. Saunes J. The ASUARA APPELIANT

DECISION

After public hearing held Nay 16, 1968, the Board of Appeals finds that all of the above conditions do exist with respect to this property and that a variance should be granted in this case, provided that said sign shall have only steady, non-flashing, and non-animated lighting.

It is, therefore, determined that a variance form of the said sign shall have only steady.

It is, therefore, determined that a variance from the provisions of the Zoning Ordinance should be granted in this case, provided that said sign shall have only steady, non-flashing, and non-animated lighting.

BOARL OF APPEALS

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A.P.- 394-398 Allen Average

April 29, 1968

Shaw's Realty Company 585 Congress Street sc to: Coyna Sign Company, Att: Jeseph Coyna 195 St. John Street cc to: Corporation Counsel

Gentlemen:

Permit to erect a detached pole sign 12' x 8' with an overall height of 23'9" above the ground at the above named location is not issuable under the Zoming Ordinance for the following reasons:

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- 3. This sign which will be located about 3th from the street line will be unlawful encroachment upon the 15 foot front yard setback which is required by Section 602.8c.3 and upon the 40 foot setback area required by Section 602.21.

rights in this matter. Accordingly you or your authorized representative should come to this office in Room 113, City Hall to file the appeal on forms which are available here. A fee of 315.60 shall be paid at this office at the time the appeal is filed.

Very truly yours,

A. Allan Soule Acting Deputy Director of Building & Inspection Services

AAStm

DATE: May 16, 1968

HEARING ON APPEAL UNDER THE ZONING ORDINANCE OF Shaw's Realty Co. AT 394-398 Allen Ave.

Public Hearing on the above appeal was held before the Board of Appeals.

BOARD OF APPEALS	VOTE		
	YES	NO	
Franklin G. Hinckley	(x)	()	
Ralph L. Young	(x)	()	
Harry M. Shwartz	(x)	()	

Record of Hearing - Granted provided that said sign shall have only steady, non-flashing, and non-animated lighting.

CITY OF PORTLAND, MAINE IN THE BOARD OF APPEALS

May 6, 1968

TO WHOM IT MAY CONCERN:

The Board of Appeals will hold a public hearing in the Council Chamber at City Hall, Portland, Maine, on Thursday, May 16, 1968, at 4:00 pm. to hear the appeal of Shaw's Realty Co. requesting an exception to the Zoning Ordinance to permit erection of a detached pole sign 12'x8' with an overall height of 23'9" at 394-398 Allen Avenue.

This permit is presently not issuable under the Zoning Ordinance because (1) The property is located in a B-1 Business Zone where under the provisions of Section 602.16.4a of the Ordinance a detached sign is not allowable; (2)
This sign will have a so-called travelling bulb (animated light) which is not allowable under Section 602.16.4t; (3) This sign which will be located about 3 feet from the street line will be unlawful encroachment upon the 15 foot front yard setback which is required by Section 602,8c.3 and upon the 40 foot setback area required by Section 602.21.

This appeal is taken under Section 24 of the Zening Ordinande which provides such variance may be granted only if the 'oard of Appeals finds that the strict application of the provisions of the Ordinance would result in undue hardship in the development of property which is inconsistent with the intent and purpose of the Ordinance; that there are exceptional or unique circumstance relating to the property that do not generally apply to other property in the same zone or neighborhood, which have not arisen as a result of action of the applicant subsequent to the adoption of this Ordinance whether in mighting of the providence of the Ordinance whether in violation of the provisions of the Ordinance or not; that property in the same zone or neighborhood will not be adversely affected by the granting of the variance; and that the granting of the variance will not be contrary to the intent and purpose of the Ordinance.

All persons interested either for or against this appeal will be heard at the above time and place, this notice of required public hearing having been sent to the owners of property within 500 feet of the property in question as required by Ordinance.

BOARD OF APPEALS

Franklin G. Hinckley

Chairman

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