Doard of Appeals Franklin G. Hinckley Chairman

We the undersigned property owners in the North Gate area do hereby object to the construction of a one story metal building 30' X 75' for a self service car wash at 94 Auburn Street.

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50 Signatura

board of Appeals Franklin G. Hinckley Chairman

#### Gentlemen:

We the undersigned property owners in the North Gate area do hereby object to the construction of a one story metal building 30' X 75' for a self service car wash at 94 Auburn Street.

As granting of this variance would adversely affect our property and would be contrary to the intent and purpose of the Ordinance, we respectfully request that this appeal be demied.

John L. Hewes 47 Melody fame

Jaignia B. Flewer 47 Melody fame

Joseph Maday 1691 Washing Dr.

Vancot T. Laten 377 Author St.

Vancot J. Language 56 Fall Lane

Lindy H. H. Lower 56 Fall Lane

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Lindy H. H. Lower 56 Fall Lane

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board of Appeals Franklin G. Hinckley Chairman

We the undersigned property owners in the North Gate area do hereby object to the construction of a one story metal building 30' X 75' for a self service car wash at 94 Auburn Street.

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Dorothy E. Angalls	49 autumn Lane
Dorolly F. Whitney	25 Marty Road
	6 Bartley av.
Pauline D. Kukryn	1 20 5
Francis Curran NPS	43 Bartly loc
Myssaful Worthing	43 Baitly Cere
Jack Hythering	67 Burtley ane.
Thyllis 6 bram	67 Bartley ave
Forthy M. Cram	96 Batly ave
Earl h. Citting	15 Melidy Lane
Guth Myssiph	37 Nalody Jane
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Loard of Appeals Franklin G. Hinckley Chairman

#### Gentlemen:

We the undersigned property owners in the North Gate area do hereby object to the construction of a one story metal building hereby object to the construction at 94 Auburn Street.

27.43(7)	ADDRESS
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woard of Appeals Franklin G. Hinckley Chairman

Gentlemen:

We the undersigned property owners in the North Gate area do hereby object to the construction of a one story metal building 30' X 75' for a self service car wash at 94 Auburn Street.

NAME	ADDRESS
Beverly E. Lyden	344 auburn off
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Telephone 797-3130

## RICHARD E. BOYNTON, D.D.S.

9 Sanborn Street Portland, Maine

March 31,1966

Chairman of Board of Appeals City of Portland, Portland, Maine

Dear Mr. Chairman:

this is to inform the Board of Appeals, that I am not in objection to the proposed Self Service Car Wash to be located on the property of Mr. Jacob Webb on Auburn Street.

Sincerely yours,

R. Bagnitar alus Richard E. Boynton, D.D.S,

A.P.- 94 Auburn St.

Harch 16, 1966

Jacob H. Webb 51 Merrill Road Falrouth, Maine

cc to: Corporation Counsel

Dear Mr. Webb:

Permit to construct a 1-story metal building 30'x75' to be used for a self-service car wash, at the above named location is not issuable as this use is non-conforming under Section 8-A-8 referring to the R-1 Business Zone in which this property is located.

This building is also located only 10 feet from the rear lot line instead of 20 feet as required by Section 8-C-b-1, and is to set back 25 feet from Auburn Street instead of 40 feet as required by Section 21 of the Zoning Ordinance.

An 8'x8' by 18' high eign with steadyillumination and abutting the street line is contrary to Section 16-1-4-2 which excludes detached signs.

rights in the matter, therefore you will need to come to Room 113 City Hall, where forms are available for filing this appeal.

Very truly yours,

Gerald E. Hayberry Building Inspection Director

GEM:m

i

March 25, 1966

Mr. Jacob H. Webb, 51 Merrill Road Falmouth, Maine

Dear Mr. Webb:

March 31, 1966

A.F.- 94 Auburn St.

March 16, 1966

Jacob H. Webb 51 kerrill Road Falmouth, Maine

cc to: Corporation Counsel

Dear Hr. Webb:

Permit to construct a 1-story metal building 30'x75' to be used for a self-service car wash, at the above named location is not issuable as this use is non-conforming under Section 8-A-8 referring to the B-1 business Zone in which this property is located.

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An 8'x8' by 18' high sign with steadyillumination and abutting the street line is contrary to Section 16-A-4-2 which excludes dotached signs.

right. ... a matter, therefor ll need to come to Room ll3 City r ..., where forms are available for filing this appeal.

Very truly yours,

Gerald E. Mayberry Building Inspection Director

GEM:m

BI BOSINESS ZON-



# APPLICATION FOR PERMIT

Clau	of Building or Type	of Structure		
	("371"	le d. Maine 1	iarch 14, 1066	
To the INSPECTOR (	OF BUILDILLS, v	PORTI AND MARKE		THE CONTRACTOR OF THE CONTRACT
in accordance with the I specifications, if any, su	hereby applies for a aws of the State of I bmitted herewith and	ps. mit to erect alte Maine, the Buildi	er repair demolish install the rig Code and Zoning Ordin	following building structure equipme ance of the City of Portland, plans an
Location94 Aubur	rnSt.reet.			mits? Dist. No
Owner's name and add	ressJacob_	H. Lebb, 51 i	errill M. Falmon	mits? Dist. No th Telephone 481,—2823
Control of and add	ress		«	Telephone 781-2823
Applications name and	address notl	et	······································	Telephone
Proposed use of build:	C-3.2.0	Spec	nfications Plan	Telephone.  Telephone  Ves No. of sheets 1
Last use	3 Serr-Servich	u Car Wash		No. of sheets 1
Material N	To	· ·		No. families No. families
Other buildings on same	o. stories	Heat	Style of roof	No. families
Estimated cost \$		***************************************	**** * ********************************	Roofing
		-	on of New Work	Fee \$
To erect 1-story	metal 30'x75'	self-service	car wash as per pl	ans (4-bay)
This application In event the appo- estimated cost ar	is preliminary pal is sustaine nd w.ll pay leg	to get sett; ed the applica al fee.	led the question of ahh will furnish co	zoning appeal. mplete plans, the
				*
	•	1	appeal,	denied 3/31/66
		T)	owner	s to he taken ow separately by and in
Is any plumbing involved	l in this work?	_		lved in this work?
Is connection to be made	to public sewer?	I	f not, what is proposed for	lved in this work? or sewage?
Material of foundation	pthNo.	storiess	olid or filled land?	st point of roofearth or rock?
Framing Lumber-Kind	Dresses	limneys	of liningKir	nd of heat fuel
Size Girder	Columns under	girdon	Corner posts	d of heatfuel
				Sills
Joists and rafters:	v 8 1 /	571-10 O. C. D	ridging in every floor and	flat roof epan area o fact
On centers:	1st floor		3 -1	roof
Mr.kimum span:	TOC 11001			
If one story building with	masonry walls, thic	kness of walls?	DIU	
•		Tr - C		
No. cars now accommodat Will automobile repairing	ed on same lot, be done other than:	If a Ga to be accommod minor repairs to a	ated numbers	cial cars to be accommodatedhe proposed building?
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	(1414-1417) (1117-1417) (1117-1417) (1117-1417)	Will 46-	c require disturbing of any	tree on a public street?no
	***************************************	see toot	the State C'	ove work a person competent to
	•		yes yes	irements pertaining thereto are
INSPECTION COPY S	ignature of owner	Jam	f- 11 1	11. 2
_		myatingtatan manahamina	1-16	Samuel Total

B. Land December		ST BUBINESS ZONE	4
	APPLICATI	ON FOR PERMIT	1
	Class of Building or Type of Str	ructureSign	
A MATS		Maine, Karch 14,1966	1
、中心。 かな彼 INSPE	CTOR OF BUILDINGS, PORTLA		
The und in accordance u ssecifications, i	lersigned hereby applies for a permit vith the Laws of the State of Maine, f any, submitted herewith and the fol	to erect aller repair demolish install the followi the Building Code and Zoning Ordinance of llowing specifications:	the City of Portland, plans and
Location	94 Auburn Street	Within Fire Limits?	Dist. No
Owner's name Lessee's name	and address Jacob Web	b, 51 Merrill Rd., Falmouth, Mai	Telephone 781-2823
Contractor's n	ame and address		Telephone
		Specifications Plans Plans	
Last use			No. families
Material		Style of roof	Roofing
	s on same lot		
Estimated cost	· · · · · · · · · · · · · · · · · · ·	Description of No. 177 5	Fee \$
	General	Description of New Work	
l'o erect	8'x8' electric xxxx (ste	ady lighting) pole sign (18' fr	om grade to top)
In event		to get settled the question of zero the applicant will furnish comp.	
It is understood the name of the	heating contractor. PERMIT TO	nstallation of heating apparatus which is to be	e taken out separately by and in
Is any plumbir			in this work?
Is connection t	o be made to public sewer?	If no, what is proposed for se-	wage?
Has septic tan	k notice been sent?	Form notice sent?	······································
Height average	grade to top of plate		oint of roof
Size, front	No. stor	riessolid or filted land?	earth or rock?
Material of fou	ndation	Thickness, top bottom	cellar
		Roof covering	
No. of chimner	Material of chime	neys	heat fuel
		full size? Corner posts	
		ders Size M	
Joists and		4-16" O. C. Bridging in every floor and flat	
On center		, 2nd, 3rd	
Maximum		, 2nd, 3rd	
		es: of walls?, 3rd	
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		If a Garage	
		be accommodatednumber commercial	
V/ill automobil	e repairing be done other than mi	nor repairs to cars habitually stored in the	proposed building?
PROVED:		Miscellane	cous
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		observed? <u>Ves</u>	· · · ·
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\ inspection c	OPY Signature of owner	lacot 16 W	lf-

CITY OF PORTLAND, MAINE IN THE BOARD OF APPEALS

### CONDITIONAL USE APPEAL

January 2, 1964

Jacob H. & Veronica A. Webb , owner of property at 92-102 Auburn Street under the provisions of Section 24 of the Zoning Ordinance of the City of Portland, hereby respectfully petitions the Board of Appeals to: permit construction of a one-story masonry service garage 28 feet by 60 feet. This permit is not issuab's under the Zoning Ordinance for the following reasons: 1) The proposed use is not allowable in the B-1 Business Zone in which the property is located unless authorized as a conditional use by the Board of Appeals under the provisions of Section 8-A-12b of the Ordinance; 2) A detached pole sign and two flood lights and their poles would encroach unlawfully upon the 15-foot front yerd setback required by Section 8-C-b-3; 3) The pump island, detached sign, and light poles would also encroach unlawfully upon the 40-foot setback area required by Section 21; 4) The detached pole sign advertising goods by trade name and part of which would project over the public sidewalk, is not allowable under the provisions of Section 16-A-4-a applying to signs in a B-1 Business Zone.

LEGAL BASIS OF APPEAL: Such permit may be granted only if the Board of Appeals finds that such use of the premises will not adversely affect property in the same zone or neighborhood and will not be contrary to the intent and purpose of the Ordinance.

#### DECISION

After public hearing held January 16, 1964, the Board of Appeals finds that such use of the premises will mak adversely affect property in the same zone or neighborhood and will gok be , the Board of Appeals finds that such use of contrary to the intent and purpose of the Zoning Ordinance.

It is, therefore, determined that permit should not be issued in this case.

Daniel 1/10/64

MATE: January 16, 1964

HEARING ON APPEAL UNDER THE ZONING ORDINANCE OF Jacob A. & Veronica A. Webb

AT 92-102 Auburn Street

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

BOARD OF APPEALS VOTE Franklin G. Hinckley Ralph L. Young Harry M. Shwartz

Record of Hearing

Denjed.

For .. Canteen Co. of Maine Petition in file.

Against -- Earl J. Wanl, Esq. with petition.

Speaking--Mr. and Mrs. Donald Robinson, 17 Sanborn St.
Mr. and Mrs. D. M. Labbe, 27 Sanborn St.
Mrs. Herbert Sampson, 33 Sanborn St. Mrs. Herbert Sampson, 33 Samborn St.
Paul Cain, 13 Samborn St.
Mrs. F. A. Rowe, Jr., 1515 Washington Ave.
Mrs. E. A. Riner, Jr., 1515 Washington Ave.
Mrs. Charles Farker, 23 Samborn St.
Mrs. Margaret C. Curry, 26 Samborn St.
Earl W. Noyes, Jr., representing Council of First Lutheran Church,
132 Auburn St.
Carl Garage 110 Auburn St.

Carl Garsoe, 110 Auburn St.

Mombers, Board of Appeals,
Franklin G. Hinkley, Chairman,
Portland City Council, City Building, Portland, Maine.

#### Gentlemen:

The undersigned hereby wish to register their objection to an appeal of the Sun Gil Company requesting an exception to the Zoning Ordinance to authorize construction of a one-story concrete block service station at 92-102 Auburn Street for the following reasons:

- 1. That proposed location, by virtue of its proximity to Sanborn Street and to Shaw's Supermarket will occasion an unwarranted additional traffic hazard in
- 2. That said proposed usage of these premises will occasion additional traffic danger to grammar school and junior high school children attending the nearby Lyman Moore school, and the junior high school, who at the present time use said Sanborn Street as an access roac into and from the school building.
- 3. That, in their opinion, there is no competitive need for this type of service in this immediate area. There are at the present time already more than ample facilities in the nature of gas and filling stations in the immediate community, there being eight in all within a comparatively short distance from the proposed location, one of which by apparent lack of business has not been in use for a period of nearty a year.
- h. That the proposed location of the proposed structure would provide for only about a twenty foot set back from the street line instead of the forty feet now felt by experts as being necessary to eliminate traffic hazards and obstructions to passing traffic, pedestrian and moter.
- 5. That the proposed exceptions would substantially depreciate the value of nearby residential property on Washington Avenue, along both sides of Sanoorn Street and Auburn Street.

Members, Board of Appeals,
Franklin G. Hinkley, Chairman,
Portland City Council,
City Building,
Portland, Maine.

gy lies

#### Gentlemen:

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- 1. That proposed location, by virtue of its proximity to Sanborn Street and to Shaw's Supermarket will occasion an unwarranted additional traffic hazard in that community.
- 2. That said proposed usage of these premises will occasion additional traffic danger to grammar school and junior high school children attending the nearby Lyman Moore school, and the junior high school, who at the present time use said Sanoorn Street as an access road into and from the school building.
- 3. That, in their opinion, there is no competitive need for this type of service in this immediate area. There are at the present time already more than ample facilities in the nature of gas and filling stations in the immediate community, there being eight in all within a comperatively short distance from the proposed location, one of which by apparent lack of business has not been in use for a period of nearly a year.
- 4. That the proposed location of the proposed structure would provide for only about a twenty foot set back from the street line instead of the forty feet now felt by experts as being necessary to eliminate traffic hazards and obstructions to passing traffic, pedestrian and motor.
- 5. That the proposed exceptions would substantially depreciate the value of nearby residential property on Washington Avenue, along both sides of Samborn Street and Auburn Street.

We, therefore, would appreciate your full consideration of this matter, particularly as to the objections which we hereby raise.

#### Respectfully,

#### NAME

#### RESIDENCE

Carl Garsoe 110 Auburn Street Paul Cair 13 Sanborn Street Jane Robinson 17 Samborn Street Margaret C. Curry 26 Sanborn Street D. M. Labbe 27 Sannorn Street Barbara L. Labbe 27 Sanborn Street Maynard D. Brown, Jr. 22 Samborn Street Jenrie E. Brown, Jr. 23 Sanborn Street Shirley A. Cain 13 Sanborn Street Donald N. Robinson 17 Sanborn Street Anthony Turkoirtz 30 Sanborn Street Charles A. Didiase 1543 v. shington Avenue Lucien Coulombe 1493 k. hington Avenue Robert L. Feeney 1484 "allington Avenue 1492 Washington Avenue Edward N. Kutchins Mrs. E. A. Rowe, Jr. 1515 Washington Avenue Mr. E. A. Riner, Jr. 1515 Washington Avenue Mrs. Herbert Sampson 33 Sanborn Street Doris E. York 128 Augurn Street Lindall M. York, Jr. 128 Auburn Street Mr. Ernest Weymouth 145 Auburn Street 33 Sanborn Street Herbert A. Sampson Elizabeth Parker 23 Sanborn Street 23 Samborn Street Charles Parker Therese Valliere 1510 Washington Avenue 1495 Washington Avenue Joann H. Kostacopoulos Leopohl II. Valliere 1510 Washington Avenue

#### NAME

Ralph T. Morrill Yvonne Morrill Milton A. Christie Mary B. Christie John Richer Forrest Jamrell Eleanor Jamrell Iola Richardson

#### RESIDENCE

72 Auburn Street 72 Auburn Street 32 Sanborn St. 32 Sanborn St.

3535 Washington Ave. 1532 Washington Ave. 1532 Washington Ave. 1528 Washington Ave.

Earl J. Wahl, Esq. Attorney for Opponents 415 Congress St., Portland, Maine

Board of Appeals Franklin G. Hinkley Chairman:

We the undersigned, object to the construction of a one story service garage at 92-102 Auburn Street as this will adversely affect our property and create an additional traffic hazard.

We respectively request that this appeal be denied.

(property owners within 500 ft. of premises in question)

Carl Barsoe 110 auburn St.

Paul Cain 13 Sanbour St.

Jane Fabricon 17 Sanbour St.

Magari S b. Eurry 2 6 Danborn St.

D. M. Lable 27 Sanborn St.

Magnard S. Brown J. 22 Sanborn St.

Plunie E. Brown J. 22 Sanborn Steep

Flinley C. Cain 13 Sanborn Steep

Would 17 Chan 17 Sanborn St.

Charles G. D. Brisse 1543 Washington And

Main Colombe 1993

Washington Core

Edward N. Histohins 1492 Washington Ove

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Beard of Appeals Franklin G. Hinkley Chairman:

We the undersigned, object to the construction of a one story service garage at 92-102 Auburn Street as this will adversely affect our property and create an additional traffic hazard.

We respectively request that this appeal be denied. (property owners within 500 ft. of premises in question)

ma. E. a Rame fr. - 1515 Mu Eakone & "he Adrhect Sampson 33 Sanborn Street Doris & York f 128 auburn St. Lindall M. Jork f 128 auburn St. 128 Quburn Sp

Herbert Sampion Clizabeth Barker Charles Garker 33 Sonton St 2B Sanborn St. 23 Sanboun Sh

Therese Valliere 1510 Washington ave 1495 Washington and. 15 Washington Que. 1 V. aukum St.

72 auburn St

Brard of Appeals Frankli n G. Hinkley Chairman:

We the undersigned, object to the construction of a one story service garage at 92-102 Auburn Street as this will adversely affect our property and create an additional traffic hazard.

We respectively request that this appeal be denied.

Milion al Mustic Day B. Christii

32 Santon St. 32 Santon St.

John D. Wicker 1535 Washington ave, Forest L'farmell 1532 Washington and Portland Eleanor Januar 1532 Hashington and Portland This is the only partition I have signed

Iola Richardson 1528 Washington are Partland

City of Portland

Re, the undersigned tempeyers of the City of Portland are of the opinion that the construction of a redern, three boy service station at 92-102 Auburn Street will be beneficial to the Northgate Area and the City of Portland.

hano	Addanae
1. Ronell E. Stark	9 Sonburn DX
2. Leven & Win	9. Soubren 18
3. Delmar O Weedhon	1514 Washington Con
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In Del	Market 1 1 Cl Cl Cl
6. Mrs John Richer	Vice hiseland + manager 84 auturn St. Martino 9) re 1535 Wookin Ston (Inc.
7. TU & H. h.	
of Energy 11. 11.	1483 Washington ave-
of Elevend a. Gelman	1483 Wachengton aro.
a little	1781 Washington Cerc
nosucien Coulomber	1493 Stackington lace.
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### City of Portland

We, the undersigned tempeyers of the City of Portland are of the opinion that the construction of a modern, three boy service station at 92-102 Auburn Street will be beneficial to the Northgate Area and the City of Portland.

Name	Address
1. Summit B. Henderson	104 Summit Pack are, Puttant one.
2. Thera & Healons	10 of Summit Back are tertland the
3. Cilica M Kyunu	of Generall And Calif
4. Joseph K. Lown	40 Gennell Clue City
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8. Tichant F. Way J.	Hellico Road , City
9. mas Farnhard anderson	204 Dummit at.
3.0. Howard C. Christianson	1666 Washington ave-
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12. many of Linghton	144-Allen Aye
13. Kalfle M. Externa	15 Time look Mrive
14. Jage Clearlean	43 Pennell Bee
15. Color & Guta	in Alla fre
16. Joan Evans	45 Pinelock Dr.
17. Leanne Incent	to Curtis alan
18. Flagence Shaham	77 abby Lane
19. Havielt for Kenie	135 Summit Pt the
20. (). 6 Levi	135 Summit Of ave.

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City of Portland

We, the undersigned taxpayers of the City of Portland are of the opinion that the construction of a modern, three boy service station at 92-102 Auburn Street will be beneficil to the Northgate Area and the City of Portland.

Address 1. Jeansse C. Breton 2. Horence J. Vaclen 14 Cuts Ad. City 145 Hellside Rd, City 3. Chema J. IWalf 4. June M. Miles 35 Hillaide Rd 5. Wana V. Weller 35 Hellside Rd. 6. Paul N. Sarallen 20 Willsule Rd Co 7. Mrs. Paul Lavalliere E. Bristof Colton 9. (Latter W. Colton) 20 Nillside Pl. Cit 1661 washington at & 10. Oslando Perna 1644 Washington ave 1644 Washington ane. 459 SUMMET STR 11. Mary E. Perna 12. Azerdo las Frendestos 13. Lunge PW Miles FUZ Enel. St 45 autic Rel. 15. Julie & wegant 16. Ingrid H. anding 204 Lummet St. 17. Robert E. Herliam 77 Abby Lone 18. Augle & Wheeler 27 Summit Park ave 19. John Can Landond 459 S4 MMET STR 20. Marilyn B Whater 27 Summer Park Cine.

City of Portland

We, the undersigned tempeyers of the City of Portland are of the opinion that the construction of a modern, three boy service station at 92-102 Auburn Street will be beneficial to the Northgate Area and the City of Portland.

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he I be how MI then below	321 Jackan St. Dorthand
5. Charles & Chambellain 6. Charles & Chambellain	22 Jackson St. Botland
6. Charle B. Mil	abby Lone
" Cong of Tkeal	Olley L
R. L. L'Vailer	alley Jane Gotland
3. Bea Lewis	26 Hillande Road Portland
10. May Jan Lambert	Guenwood Lave, Portland
1. Asfrid A fankut	Treenword your, Portland
12. ( Canadali Camadali	1446 Mas Lington avenue
3. Trace J. Conant	515 A. When J. J
u. John W. L. orting	24 cutis Road
15. John W. Le court	1
16. Shirle My, Carolette	28 anter land.
17.M. Codoth Leighton	744 allen Que, Portend
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City of Portland

We, the undersigned taxpayers of the City of Portland ere of the opinion that the construction of a modern, three boy service station at 92-102 Auburn Street will be beneficial to the Northgate Area and the City of Portland.

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City of Fortland

We, the undersigned tempayers of the City of Artifact are of the opinion that the construction of a modern, three boy service station at 92-102 Auburn Street will be beneficial to the Northgate Area and the City of Portland.

2. Helen A. Malone	230 Personet Street
2. Ationa i. flamper	230 Progent Street
3. Here Carryer	Exact St
4. Rose Russo	11 Chambulain ave.
5. affect hampi	100 Landows St.
3. Julia Steeling	3 12 Howard of Gastland
To Hober of Stirting	
6. Carlot persone	24 Proget Ship Portland
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January 13, 1964

Mr. Jacob H. Webb 51 Merrill Street Falmouth, Maine

Bear Mr. Wabbi

January 16, 1964,

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CITY OF PORTLAND, MAINE IN THE BOARD OF APPELLS

January 6, 1964

TO WHOM IT MAY CONCERN:

The Board of Appeals will hold a public hearing in the Council Chamber at City Hall, Fortland, Maine, on Thursday, January 16, 1964, at 4:00 p. m. to hear the appeal of Jacob H. and Veronica A. Webb requesting an exception to the Zoning Ordinance to permit construction of a one-story masonry service garage 28 feet by 60 feet at 92-102 Auburn Street.

This permit is presently not issuable under the Zoning Ordinance for the following reasons: 1) The proposed use is not allowable in the B-1 Business Zone in which the property is located unless authorized as a conditional use by the Board of Appeals under the provisions of Section 8-A-12b of the Ordinance; 2) A detached pole sign and two flood lights and their poles would encroach unlawfully upon the 15-foot front yard setback required by Section 8-C-b-3; 3) The pump island, detached sign, and light poles would also encroach unlawfully upon the 40-foot setback area required by Section 21; 4) The detached pole sign advertising goods by trade name and part of which would project over the public sidewalk, is not allowable under the provisions of Section 16-A-4-a applying to signs in a B-1 Busines: Zone.

This appeal is taken under Section 24 of the Zoning Ordinance which provides such permit may be granted only if the Board of Appeals finds that such use of the premises will not adversely affect property in the same zone or neighborhood and will not be contrary to the intent and purpose of the Zoning 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 premises in question as required by

BOARD OF APPEALS

Franklin G. Hinckley

Chairman

ALBERT J. SEARS

#### CITY OF PORTLAND, MAINE Department of Building Inspection

AP - 92-102 Auburn Street

December 31, 1963

Jacob H. & Veronica A. Webb 51 Merrill Street Falmouth, Maino cc to: Sun Oil Co.
93 Kensington St.
cc to:Corporation Counsel

Dear Mr. & Mrs. Webb:

Brilding permit for construction of a one story masonry service garage 28 feet by 60 feet at the above named location is not issuable under the Zoning Ordinance for the following reasons:

- The proposed use is not allowable in the b-1 Business Zone in which the property is located unless authorized as a a conditional use by the Board of Appeals under the provisions of Sattern 8-A-12b of the Ordinance.
- A detached pole edgn and two flood lights and their poles would encroach unlawfully upon the 15-foot front yard set back required by Section 8-C-b-3.
- The pump island, detached sign, and light poles would also encroach unlawfully upon the 40-foot setback area required by Section 21.
- 4. The detached pule sign advertising goods by trade name and part of which would project over the public widewalk, is not allowable under the provisions of Section 16-A-4-a applying to signs in a B-1 Business Zone.

We understand that you would like to exercise your appeal rights in this matter. Accordingly we are certifying the case to the Corporation Counsel to whose office you should go to file the appeal.

Very truly yours,

AJ3/h

Albert J. Sears Director of Building Inspection

CITY OF PORTLAND, MAINE IN THE BOARD OF APPEALS

January 6, 1964

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, January 16, 1964, at 4:00 p. m. to hear the appeal of Jacob H. and Veronica A. Webb requesting an exception to the Zoning Ordinance to permit construction of a one-story masonry service garage 28 feet by 60 feet at 92-102 Auburn Street.

This permit is presently not issuable under the Zoning Ordinance for the following reasons: 1) The proposed use is not allowable in the B-1 Business Zone in which the property is located unless authorized as a conditional use by the Board of Appeals under the provisions of Section 8-A-12b of the Ordinance; 2) A detached pole sign and two flood lights and their poles would encroach unlawfully upon the 15-foot front yard setback required by Section 8-C-b-3; 3) The pump island, detached sign, and light poles would also encroach unlawfully upon the 40-foot setback area required by Section 21; 4) The detached pole sign advertising goods by trade name and part of which would project over the public sidewalk, is not allowable under the provisions of Section 16-A-4-a applying to signs in a B-1 Business Zone.

This appeal is taken under Section 24 of the Zoning Ordinance which provides such permit may be granted only if the Board of Appeals finds that such use of the premises will not adversely affect property in the same zone or neighborhood and will not be contrary to the intent and purpose of the Zoning 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 premises in question as required by Ordinance.

BOARD OF APPEALS

Franklin G. Hinckley

Chairman

AP - 92-102 Auburn Stroet

Denember 31, 1963

Jacob W. & Veronica A. Webb 51 Merrill Street Falmouth, Mains

ac to: Eun Oil Co. 93 Keneington St. co Co:Corporation Counsel

Dear Dr. & Ers. Webb:

Brilding permit for construction of a one story masomy service garage 28 feet by 60 feet at the above named location is not issuable under the Zoning Ordinance for the following reasons:

- 1. The proposed use is not allowable in the B-1 Rusiness Zone in which the property is located unless authorized as a a conditional use by the Roard of Appenla under the provisions of Section 8-A-12b of the Ordinance.
- 2. A detached pole sign and two flood lights and their piles would encreach unlarfully upon the 15-foot front yard set back required by Scation 8-C-b-3.
- 3. The pump island, detriched sign, and light poles would also encroach unlawfully upon the 40-feet sewback area required by Section 21.
- 4. The detached pole sign advertising goods by trade name and part of which would project over the public sidewalk, is not allowable under the provisions of Section 16-7-4-8 applying to signs in a S-1 Business Zone.

We understand that you would like to exercise your appeal rights in this matter. Accordingly we are contifying the case to the Corporation Counsel to whose office you should go to file the appeal.

Very truly yours,

AJS/h

Albort J. Scars Director of Building Inspection



# APPLICATION FOR PERMIT 2 10%

		OK PEKINIT	
		2nd Class	
Portland	Maine, D	ecember 30, 1963	- want on
20 Me INSPECTOR OF BUILDINGS, PORT	LAND, MAIN	g g	•
in accordance with the Laws of the State of Main specifications, if any, submitted herewith and the	e, the Build	ing Code and Zoning Ordinance of the	City of Portland, plans and
Location 34 102 Aubum Cot	collowing spe	cifications:	· variation and a supplied of
Owner of plant and add	7	Within Fire Limits?	Dist. No.
corner of bldg	veronica	A. Webb, 51 Nerrill St.	Telephone
specifications, if any, submitted herewith and the Location 32 102 Augurn Street Owners name and address Jacob H. & Contractor's name and address Sun 011 Co.	33. Kensin	gton St.	Telephone
Contractor's name and address	1		Telephone
Architect Proposed use of building Service St.	Spe	cifications Plans	No. of sheets
Proposed use of building Service St.	ition	The same harmon and the same harmon and the same same same same same same same sam	No. families
Last useNo. stories Hea Other buildings on same lot		West Towns African B. Color & B. Color & B.	No. families
Other huldings and the stories	t	Style of roof	Roofing
Other buildings on same lot		and and a second	The state of the s
Genera	l Descript	tion of New Work	
and the property of the second control of th			the both of the second
To construct 1-story concrete blo	ck buildi	ing 60' x 28' as per plans	th commuter of southing thicking thicking the control of 18 had the chap
		The second of th	e side after all places delices in comme to the sub-depths and the delice depths in com-
and the second of the participation of the second of the s		AND	
This application is preliminary to In event the appeal is sustained to	get sett	led the question of zoning	numan1
In event the appeal is sustained the estimated cost and will nav le	he applic	ant will furnish complete	information
Pat 10	Par 100.	And the pro-	with the same of the same and t
1/22/64-74-0 -+1		J-7-	Commence there are the order to the commence of the commence o
1/22/64-no-further a	e dans ad	Jan M. Cance a	holder of dear to al
It is understood that this permit does not include:	ar active	116/64	be all a new copyer to this with the second of the
It is understood that this permit does not include it the name of the heating contractor. PERMIT TO	nsiallation of DRR ISSI	f healing apparatus which is to be tak	en out separately by and in
			no design con l'addresser-particule de spring de les les que
Is any plumbing involved in 4th and 2	Details of	New Work	46
Is connection to be made to public server	)	Is any electrical work involved in th	is work?
Is any plumbing involved in this work?  Is connection to be made to public sewer?  Has septic tank notice been sent?		If not, what is proposed for sewage	s septic tank
The state of the s		FORM "notice canes	and the second of the second o
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No. sto	ries	solid or filled land?	earth or roote?
Kind of roof Rise per foot		Roof covering	d a compression of the state of the compression of
- Diaterial of Colm	1evs ! .	Of lining	
DACOSCU OI	IUII SIZEr	Corner nosts	0111
ottus (outside wans and carrying partitions) 2x2	L-16" O C	Bridging in access desired	**** **** ***
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on centers.	2nd	2-4	
ist floor	2nd	21	
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the real way and and appropriate the real state of the real state	11 2 (	ial'ace	
No. cars now accommodated on same lot, to	De accommo	DUBLEG	ka ha aaaa
Will automobile repairing be done other than mir	or repairs to	o cars habitually stored in the propo	sed building?
ROVED:	7		to the second make an entry of the String Name of
a a training statements of the statement	Will wo	ork require disturbing of any tree on	
the street of the street was a second of the street of the	- Will th	here be in charge of the above work	a prioric street;
	see tha	at the State and City requirement	a person competent to
	observe	d?yes	pertaining thereto are

#### CITY OF PORTLAND, MAINE IN THE BOARD OF APPEALS

March 21, 1966

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, March 31, 1966, at 4:00 p.m. to hear the appeal of Jacob H. Webb requesting an exception to the Zoning Ordinance to construct a one-story metal building 30'x75' for self-service car wash and a 8'x8'x13' high detached sign at 94 Auburn Street.

This permit is presently not issuable under the Zoning Ordinance because the proposed building is not an allowable use in the B-I Business Zone in which this property is located; and the detached sign is not an allowable use in this zone.

This appeal is taken under Section 24 of the Zoring Ordinance 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

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## APPLICATION FOR PERMIT FOR HEATING, COOKING OR POWER EQUIPMENT

PERMI' ISSUED

Portland, Maine October 23, 1962

Formand, Maine,
To the INSPECTOR OF BUILDINGS, PORTLAND, ME.
The undersigned hereby applies for a permit to install the following heating, coaking or power equipment in accordance with the Laws of Maine, the Building Code of the City of Portland, and the following specifications:
Location 94 Auburn St.  Use of Building Dwelling No. Stories 1 May Building Existing "  No. Stories 1 Existing "
waine and address of owner of appliance
Installer's name and address Eastern Oil & Equipment Co.27 Portland St. Telephone 3-6495
General Description of Work
General Description of Work reinstalling existing To install Forced hot water heating system and oil burning equipment in place of gravity
warm air heat.
IF HEATER, OR POWER BOILER
Location of appliance Basement Any burnable material in floor surface or beneath? n/ne
If so, how protected? Kind of fuel? Similar title and the state of the s
withinful distance to burnable material, from top of appliance or casing top of furnace
From top of smoke pipe 31. From front of appliance over 41 From sides or back of appliance over 31
Size of chimney flue
If gas fired, how vented?
Will sufficient fresh air be supplied to the appliance to insure proper and safe combustion?yes
IF OIL BURNER
Name and type of burner
Will operator be always in attendance? Does oil supply line feed from top or bottom of tank?
Type of floor beneath burner
Location of oil storage Number and capacity of tanks
Low water shut off
Will all tanks be more than five feet from any flame? How many tanks enclosed?
Total capacity of any existing storage tanks for furnace burners
IF COOKING APPLIANCE
Location of appliance
If so, how protected?
Skirting at bottom of appliance?
From front of appliance From sides and back From top of smckepipe
Size of chimney flue
Is hood to be provided?
If gas fired, how, vented?
MISCELLANEOUS EQUIPMENT OR SPECIAL INFORMATION
Amount of fee enclosed? 2.00 (\$2.00 for one heater, etc., \$1.00 additional for each additional heater, etc., in same building at same time.)
Defen / A
Will there be in charge of the above work a person competent to
see that the State and City requirements pertaining thereto are
cbserved?
Eastern Oil & Equipment Company
Signature of Installer Dy: Bernaud F. Files
Signature of Installer by: Sumary T. T. Chees

INSPECTION COPY

Il/13/59

Covered by the work

Covered by the application include all
work reading a
permit that has
been done? Is
work that hasbeen
done O.H.? - Afr



# APPLICATION FOR PERMIT

Al	PPLICATION	FOR PERM	17 <b>-1</b> 2012 Dec	
	ng or Type of Structure			The state of the state of
TATIS TO		November 12, 19		i da karangan da karangan I
To the INSPECTOR OF PULL	Portiena, Maine,	100001123 17	77	
To the INSPECTOR OF BUIL	DINGS, PORTLAND, MA	NINE		, <u> </u>
specifications, if any, submitted h	erewith and the following	maing Code and Zoning specifications:	Ordinance of the	
Location 94 Auburn Stre	et	Within I	Fire Limies?	Dist. No.
Owner's name and address	TTTTAIN TOPK. 9/	Auburn St.		
cosee a name and address				
Contractor's name and address Architect	Acmetr Tromas	Co. 11 Town Land Falmouth Specifications	ing Rd., Foreside Plans ves	Telephone
Proposed use of building	Dwelling			No. families 1
Last use				
Tracerial	s Peat	Style of roof	-	TO - JOUR TO
Other buildings on same lot				
Estimated cost \$ 800.		F =		Fee \$ 4.00
	General Descr	ription of New Wo	rk	
To remove existing bases				
To remove existing basement to construct new basemen	eno scall's rear o	bullding and flo	oor over oper Cloor idists	ning.
To construct new basemen	it stairs as shown	or plan		TO O'C' O' Span
To cut in new window in	kitchen - 3'6" wid	ie -		
To raise existing outsid removed. No change in	e kitchen door to outside steps	level of kitchen	floor where	stairway was
To cut in ricw door to be 2/3/60 - I have to be with a claim.  It is understood that this permit is the name of the heating contractor.	-	Calent Inch.		0.10
no walaccia	10 -10 0 Ca - 1	- Defour pour	nu ayyı	sud for so
31 ADAL 100 ALL 43	Comme of	framung.	Llecided	not to issue
It is understood that this permit co	ves not influde installation	m of kealing abbaratus	which is to be take	w and askernel to be a
the name of the heating contractor.	PERMIT TO BE IS	SUED TO Kenn	eth Thomas C	n our separately by and in
	Details	of New Work		* h u en p
Is any plumbing involved in this  Is connection to be made to publ	work?	In	rk involved in th	is work?
ras septie tank notice been sent	r	Form notice sent?		
rieight average grade to top of p	late	Height arrange de +	. 1	
one, nonc depth	No. stories	solid or filled land?	_	auth au1-3
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No. of changeys	aterial of chimneye	* C 1!-!		
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	mins under griders		Man -	
order (outside wans and carrying	partitions) 2x4-16" O.	C. Bridging in every flo	oor and flat roof	span over 8 feet
Jois's and rafters: 1s	t floor	2nd 3re	1	, roof
on carters: is	t Hoor	2nd 3r	d	, monf
waxmi in span: 15	t Hoor	2nd	₹	roof
If one story building with masonr	y walls, thickness of wa	lls?		height?
***************************************		1	***************************************	meight
No. cars now accommodated on sa	II a	Garage		***
No. cars now accommodated on sa	other the second	imodatednumber c	ommercial cars t	o be accommodated
Will automobile repairing be done	other than minor repair	s to cars habitually sto	red in the propos	sed building?
PPROVED:			Aiscellaneous	•
	· Will	work require disturbin	g of any tree on :	a public street?no
	Will	there be in charge of	the above work	a person competent to
	see	that the Str te and C	ity requirements	s pertaining thereto are
	obse	rved? yes		, per curricity uncreto are
	***************************************	7 · Wi	lliam York	
CS 301		· /	1	_
INSPECTION COPY Signature	of money By:	1/2011/11/11	Lance	

Form Check Notice ,tr\_;t Section 1923 estimate set <u>१०५ औं धिन्यू</u> शिल्हें to mild the committee 25. '200" ret objeduo ri chemio al escorta . Correlation the game of the time outlinears, given get the after a ativint? their officialisms in pairs, might all 5860 P 2 5 silvete me of restal of foundation adam mon and end A115 55 C note or mage at the chart there) a fair blos mail grave Home steey buildings that we Sec. 2007 ariantisanistas mare desm . in [

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	LOCATION 99 / Chiladella
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FU- E.S.S. 11/13/59

Cplt.- 94 Auburn St.

Nov. 5, 1959

Mr. Kenneth L. Thomas 11 Town Landing Falmouth Foreside, Maine

Dear Mr. Thomas:

It has been reported to this department that you were the contractor for alterations made in the first story of the dwelling at the above named location several months ago. Investigation by one of our field inspectors indicates that some of the alterations were of such a nature as to require a building permit. However, we have no record of an application having been filed or a permit having been issued for such work.

If you are responsible for the work done, it is necessary that you come to this office and report to the undersigned before Nov. 13, 1959 how you happened to commit this violation of the Building Code and what you propose to do about it. Failure to do so will make it necessary for me to report the violation to the Corporation Counsel of the City for the taking of whatever legal action he may deem advisable.

Very truly yours,

Albert J. Sears Inspector of Buildings

443:m

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AP 92-102 Auburn St.--Proposed automobile service station and unsuccessful appeal relating thereto

July 3, 1957

Sun Oil Company 93 Kensington St. Att: Mr. Richard Quimby

Copy to Frederick D. & Elizabeth F. Call 179 Ficasam, Ave. Krs. William York 92 Auburn St.

Genulemen:

We have been notified by the Zoning Board of Appeals that it was found necessary to dony zoning appeal relating to the above location. Under these circumstances the permit is finally not issuable.

As provided by Section 105e of the Building Code, the permit fee of fourteen dollars (\$14,00) will be refunded provided the receipt for the fee is returned to this office not more than 10 days beyond the date of this letter.

Very truly yours,

WMcD/B

Warren McDonald Inspector of Buildings

May 27, 1957

· Copy to Corporation Counsel

AP 92-102 Auturn St. -- Proposed filling station and automobile service station and zoning appeal relating therato

Brs. William York 92 Auburn St. Frederick J. & Clinabeth F. Call 179 Pleasant Avo., Sun Oil Company 93 Aensington St.,

Dear Mrs. York, Mrs. Call & Gentlemen:

Building permit and certificate of occupancy intermed to authorize construction of a 1-story concrete block service station (defined as Service Carage under Building Gode) about 28 feet by 46 feet, installation of tanks, pumps and piping and other appurtenances in connection with such an establishment, and use of the property for these purposes after completion, are not assuable under the Coming Ordinance because the property is in a Bl-Business lone where, according to Section 8% of the Ordinance, such a use may be provided only as authorized by the Board of appeals after the usual appeal procedure and provided that the proposed use will not adversely affect property in the same nei hborhood or some. The permit is also not issuable because the standard of a sign proposed to be projected over the public sidewalk of Auburn St. would be only two feet from the street line, and the pumps and concrete island structure would be about 20 feet from the street line instead of the 40 foot setback from the street line required by Section 20 of the Ordinance for every new building, structure, or sign.

Sun Oil Company which has filed the application for the permit, as agent for the owners, has indicated that the owners desire to seek such authority from the Board of Appeals; so, there is enclosed an outline of the appeal procedure.

The appeal when filed will be under the 1957 revision of the Loning Ordinance, which is new to all of us. The Oil : mpany is urged to examine the revised Ordinance with care to see where any details of their proposal may be contrary to the new regulations, especially Section 8A10, which establishes definite limitations upon area and location of advertising signs some of which might have to be determined by the Board of Appeals and could well be brought up at the hearing and Section 8B relating to External Effects; also the provisions of Section 14c3 and c4 relating to Drainage and Artificial Lighting of Off-Street Parking bpaces.

Your attention is also called to the provisions of Section 24 of the Ordimance, which provides that the appeal in question shall be commenced before 30 days have elapsed from the date of this letter.

Very truly yours,

AMCO/R Enc. to each addresses: outline of appeal procedure

Warren McDonald, Inspector of Buildings



# APPLICATION FOR PERMIT Class of Building or Type of Structure Second

Class of Philatel A.	Type of Structure	CORU					
ATT I	Portland, Maine, ME	ıy 9 <b>,</b> 1957					
To the INSPECTOR OF BUILDIN	GS, portland, maine						
The undersigned hereby applies in accordance with the Laws of the Sta specifications, if any, submitted herewi	for a permit to erect alter re to of Maine, the Building	Code and Zoning Ordina	ollowing building ucture equip nce of the City of Portland, plans	nent and			
Location 92- 102 Auburn Stre	et	Within Fire Lim	nits? No Diet No				
Owner's name and address Mrs	CK D. & Elizabeth F.	Call, 179 Pleasa	nt'Ave. Telephone	*************			
Lessee's name and addressSun	Oil Company, 93 Ker	sington Street	Telephone 3-646	7			
Contractor's name and address	lot let		Telephone	***********			
Architect Company	Specific	ations Plans	No. of sheets	4			
Proposed use of buildingS	Service Station		No. families	********			
Last use Existing dwelli	ng to be demolished		No. families				
Material No. stories	Heat	Style of roof	Roofing	**********			
Other buildings on same lot							
Estimated cost \$ 14,000,00			Fee \$ 14.00				
	General Description	of New Work					
To construct one story concrete block service station 28' x 46' as per plans							
under new Zoning Ordinanc	e taking effect Jun	Ø 5, 1957 <b>.</b>	at appeal may be taken	, ,			
28 / 111	Seller &	book one	user July	18/4			
1/2/57-	0	, (	1 P-1-				
hem to	yourd	11 mm	1 Lla				
Tries	MAN	in the	7/1/52				
This	war.	2119	1115 Zimmer				
It is understood that this permit does ne the name of the heating contractor. PE	iot include installation of h	eating apparallus which i	s to be taken out separately by and	d in			
	Details of N	ew Work					
Is any plumbing involved in this work			lved in this work? ves				
Is connection to be made to public se	ewer? <u>no</u> If	not, what is proposed f	or sewage? Septic Tank				
Has septic tank notice been sent?	F0	rm notice sent?	······································				
Height average grade to top of plate							
Size, front depth	No. storiesso	lid or filled land?	earth or rock?				
Material of foundation							
Material of underpinning				*******			
Kind of roofRise							
No. of chimneys Mater							
Framing lumber—Kind							
Corner postsSills							
Girders Size Size				********			
Stude (outside walls and carrying par							
			, roof				
			, roof				
			, roof				
If one story building with masonry w	alls, thickness of walls?		height?	******			
	If a Ga	rage					
No. cars now accommodated on same Will automobile repairing be done of							
automovine reprinting or dolle ou				****			
PROVED:			llaneous				
			ny tree on a public street?No				
	Will the		bove work a person competen-				
			quirements pertaining thereto	are			
***************************************	observed	? yes					
	Freder:	ick D. & Elizabeth	F. Call				

INSPECTION COPY

Mrs. William York by Sun old Company Signature of owner by



FILL IN AND SIGN WITH INK

### APPLICATION FOR PERMIT FOR HEATING, COOKING OR POWER EQUIPMENT

OB GER 28

Portland, Maine, Sept. 19 1952

To the INSPECTOR OF BUILDINGS, PORTLA	NTS against	
The undersigned hereby 1-plies for a perm ance with the Laws of Maine, the Building Code of	uit to install the fallent	healing, cooking or power equipment in accord-
Location Of Auburn St. Bout I am Vi	me cuy oj 1 ornana, ana	the following specifications:
Location 94 Auburn St. Portlandse of	Building Dwelling	No. Stories 2 XXXXXIIIIIII
Name and address of owner of appliance H	irles Jones 94	Auburn St. Portland
Name and address of owner of appliance H. Ch Installer's name and address Ballard Oil &	E Equip. Co. 37 F.	Telephone 2-1991
	ral Description of W	
Toinstall one oil human ful	lly aquipped wit	h automatic controls for ity.
Location of appliance Any by	TER, OR POWER BO	DILER
Location of appliance	uthable material in moor	surface or beneath?
If so, how protected?	C Kii	nd of fuel?
Minimum distance to burnaole material, from to	p or appliance or casing	top of furnace
From top of smoke pipe. From front of Size of chimney flue Other connections.	ctions to same flue	
ii gas nred, now vented?	Rated	maximum damand non bear
Will sufficient fresh air be supplied to the applian	nce to insure proper and	safe combustion?
	IF OIL BURNER	
Name and type of burner Balland Heat LC		d become
Will operator be always in attendance?No	Does oil surmly line feed	from top on batter of the 12 V
Type of floor beneath burnerCement	Does on adply time reed	from top or bottom of tank?
Location of oil storageBasement	Number and	gonoity of to 1-2
If two 275-gallon tanks, will three-way valve be pr	rovided)	capacity of tanks2/5_gal_tank.
Will all tanks be more than five feet from any fla	me? Yes Howman	trade Consum Cara No.
Total capacity of any existing storage tanks for fu	urnace humers. None	y tanks are proofed?None
IF CO	OOKING APPLIANC	E
Location of appliance	Any burnable material	in floor surface or beneath?
If so, how protected?	King	d of fuel?
Minimum distance to wood or combustible material	I from top of appliance	
From front of applianceFrom sides	and back	From top of smokening
Size of chimney liveOther connect	tions to same flue	
Is hood to be provided? If so,	how vented?	Forced or gravity?
If gas fired, how vented?	Rated n	naximum demand per hour
MISCELLANEOUS EQU	IPMENT OR SPECIA	L INFORMATION
		RECEIVED
		- A ECEIVED I
		SEP 22 1953
		CITY OF PARTITION
	**** **********************************	The state of the s
Amount of fee enclosed? \$2.00 (\$2.00 for one houlding at same time.)	neater, etc., 50 cents addit	ional for each additional heater, etc., in same
sureding at same time./		disp
PROVED:		
OK. 9.2352 PM	******	
The state of the s	Will there be in char	ge of the above work a person competent to
	see that the State ar	nd City requirements pertaining thereto are
	observed? Yes	ши,,
INSPECTION CON. Signature of Installe	er Ballard Oil &	Equipment co.
INSPECTION COPY	By: (1) 11	A CO
_	· 115 1201 111	1

A Houston

#### City of Portland, Maine Board of Appeals -ZONING-

To the Bo and of Appeals:

June 10, 1957

Mrs. William York Frederick D. & Elizabeth F. Call, who is the owners Your appellant, 92-102 Auburn Street property at , respectfully petitions the Board of Appeals of the City of Portland to permit an exception to the regulations of the Zoning Ordinance relating to this property, as provided by Section 18, Paragraph E of said Zoning Ordinance.

Building permit and certificate of occupancy intended to authorize construction of a one story concrete block service station (defined as Service Garage under Building Code) about 28 feet by 46 feet, installation of tanks, pumps and piping and other appurtenances in connection with such an establishment, end use of the property for these purposes after completion, are not issuable under the Zoning Ordinance because the property is in a Bl.-Business Zone where, according to Section 8A of the Ordinance, such a use may be provided only as authorized by the Board of Appeals after the usual appeal procedure and provided that the proposed use will not adversely affect property in the same neighborhood or zone. The permit is also not issuable because the standard of a sign proposed to be projected over the public sidewalk of Auburn St. would be only two feet from the street line, and the rumps and concrete island structure would be about 20 feet from the street line instead of the 40 foot setback from the street line required by Section 20 of the Ordinance for every new building attracture or also required by Section 20 of the Ordinance for every new building, structure, or sign.

The facts and conditions which make this exception legally permissible are as follows:

An exception is necessary in this case to grant reasonable use of property and can be granted without substantially departing from the intent and purpose of the Zoning Ordinance.

After public hearing held on the

28

, 19 57,

day of the Board of Appeals finds that an exception is not necessary in this case to grant reasonable use of property and cannot be granted without substantially departing from the intent and purpose of the Zoning Ordinance.

It is, therefore, determined that exception to the Zoning Ordinance may in this specific case.

be permitted

CS-41

DATE: June 28, 1957

HEARING ON AFFEAL UNDER THE Zoning Ordinance OF Mrs.William York, Frederick O. & Elizabeth F. Call
AT 92-102 Auburn Street

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

## BOARD OF APPEALS VOTE MUNICIP/: OFFICERS Ben B. Wilcon Summer T. Bernstein Ira E. Ball Summer S. Clark H. Merrill Luthe

Record of Hearing:

Sidney W. Wernick, Esq. for Appellant.

Doneld A. Leadbetter for opposition with petition in file. Speaking against:

Carl Garsoe - 110 Auburn Street Paul R. Coin - 13 Sanborn Street Mary Piscininni - 1495 Washington Avenue

MCDONALD

ALBERT J. SEARS

## CITY OF PORTLAND, MAINE

Department of Building Inspection

May 27, 1957

AF 92-102 Auburn St.--Proposed filling station and automobile service station and zoning appeal relating thereto

Hrs. William York 92 Auburn St. Frederick D. & Elizabeth F. Call 179 Pleasent Ave., Sun Cil Company 93 Kensington St.,

Copy to Corporation Counsel /

Dear Mrs. York, Mrs. Call & Contlemen:

Building permit and certificate of occupancy intermed to authorize corstruction of a 1-story concrete tlock service station (dofined as Service Carage under cuilding Cods) about 28 feet by 46 feet, installation of tanks, pumps and piping and other appurtenances in consection with such an establishment, and use of the property for these purposes after completion, are not issuable under the Zoning Ordinance because the property is in a BL-Eusiness Zone where, according to Section 8A of the Ordinance, such a use may be provided only as authorized by the Board of Appeals after the usual a peal procedure and provided that the proposed use will not adversely affect property in the same neighborhood or some. The permit is also not issuable because the standard of a sign proposed to he projected over the public sidewalk of Auburn St. would be only two feet from the street line, and the pumps and concrete island structure would be about 20 feet from the street line instead of the 40 foot setback from the street line required by Section 20 of the Ordinance for every new cuilding, structure, or sign.

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Your attention is also called to the provisions of Section 24 of the Ordinance, which provides that the appeal in question shall be commenced before 30 days have clapsed from the date of this letter.

Very truly youre,

HMcD/H Enc. to each addresses: outline of appeal procedure

Warren McDonald, Inspector of Buildings

CITY OF PONTLAND, MAINE BOARD OF APPEALS

June 25, 1957

Mrs. Fillism York 92 Aubum Street
Frederick D. & Elizabeth F. Call
179 Pleasent Avenue Sum Oil Company 93 Kensington Street

Dear Mrs. York, Mrs. Call & Gentlemen:

The Board of Appeals will hold a public hearing in the Council Chember at City Hall, Portland, Maine, on Friday, June 78, 1957, at 10:30 a.m. to hear your appeal under the Zoning Ordinance.

Please be present or be represented at this hearing in support of this appeal.

BOARD OF APPEALS

Ben B. Wilson

Chairman

cc: Sidney W. Wernick, Esq. 85 Exchange Street

July Charling to the

Members, Poard of Appeals,
Benjamin B. Wilson, Chairman,
Portland City Council,
City Building,
Portland, Maine.

Gentlemen:

The undersigned hereby wish to register their objection to an appeal of the Sun Oil Company requesting an exception to the Zoning Ordinance to authorize construction of a one-story concrete block service station at 92-102 Auburn Street for the following reasons:

- 1. That proposed location, by virtue of its proximity to Samborn Street and to Shaw's Supermarket will occasion an unwarranted additional traffic hazardd in that community.
- 2. That said proposed usage of these premises will occasion additional traffic danger to school children attending the nearby Lyman Moore school, who at the present time use Sanborn Street as an access road into and from the school building.
- 3. That, in their opinion, there already are more than ample facilities in the nature of gas and filling stations in the immediate community, there being eight (8) in all within a comparatively short distance from the proposed location, one of which by apparent lack of business has been not in use for a period of nearly a year.
- 4. That the proposed location of the proposed structure would provide for only about a twenty foot set back from the street line instead of the forty feet now felt by experts as being necessary to eliminate traffic hazards and obstructions to passing traffic, pedestrian and motor.
- 5. That the proposed exceptions would substantially depreciate the value of nearby residential property on Washington Avenue, along both sides of Sanborn Street, and Auburn Street.

We, therefore, would appreciate your full consideration of this matter, particularly as to the objections which we hereby raise.

Respectfully,

NAME	RESIDENCE
Paul R. Cain	13 Sanborn St
Darothy V Garage	11a Quburn St.
Carl Harson	110 auteum St
Edward a Gome J.	1515 Washington ANE -
ain h Rume	1515 Was Anger aux
Kennell St. Cherio	300 Santan St.
Beverly & alling	32 Surborn St.
Herbert G. Sampson	33 Santon St
Beganne Sant in	The state of the s
Marganie & Carry	26 Santarn Street
Chyde M Curry	1507 Washington dos.
Shirley a Cerry	1507 Washington ave
Frances M. Broder	1520 Washington Che
Fhyllis 912. Brown	<b>6</b> / 6 / 3
Jose Al Cysain ni	1495 Washington and
may Cumini	1495 Noshington are
Romilla Dye	1495 Washington Cove

Jucies Gulinte a sy &3 work and 1484 Wash. Cas. Robert H. Christy 1487 Wash, Ow. Louise B. Christy Wallece & Orana 10 79 wach. ave. Nelen m. Branca 1479 Wash aus. carde et Las longe 1468 moch , 200-1473 World stone 1. alred blake 23 Soubounds. & Howken Toward 17 Johnson 17 Frankon St Mona M. Mane. 22 Santoin St. Luniog D. Muse, 22 Sandon St. Robert J. Fearer 1484 Washington loc I hirly M. Cain 13 Sandom St. I Jak Kodenson 17 Landard St. Lloris E. York 128 aucheun Al Linded m. York fe 128 Como M. Faster. 165 aulium St. Cereple G. Foster 165 asplusion. Barbara L. Labbe 27 Sanborn St John B. Richer 1535 Washington O 1535 Washington and Kosemary Kicker Chales 14 Buse 1543 Ma hington an Remadelle De Recise 1543 Washington and anie Christian 1543 Washington ane Florence a. Selmon 1463 Washington and 1483 Washington ave. Waren & Silver

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