



CITY OF WALTHAM

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DATE March 13, 1974
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BOARD OF APPEALS CAMBRIDGE, MASS. NOTICE OF DECISION

CASE NUMBER 74-3

NAME OF PETITIONER MIDDLESEX MUTUAL BUILDING TRUST

LOCATION OF PROPERTY 225 Wyman Street, Waltham

DATE OF HEARING March 12, 1974 DATE OF DECISION March 12, 1974

DATE OF FILING OF DECISION WITH CITY CLERK March 26, 1974

DATE OF NOTIFICATION TO BUILDING INSPECTOR March 26, 1974

FINAL DATE FOR FILING OF APPEAL FROM THIS DECISION — SUPERIOR COURT April 15, 1974

DISTRICT COURT April 16, 1974

DECISION

PETITION GRANTED XXXXXXXX

PETITION DENIED _____

ROLL CALL

	YES	NO	TO GRANT	YES	NO
Rosario A. Campisi	<u>X</u>	_____			
Edward P. Powers	_____	<u>X</u>			
Edmund R. Tarallo	<u>X</u>	_____			
Leo Surette	<u>X</u>	_____			
Beatrice O'Toole	_____	_____			
			Ralph A. Zampitella	<u>X</u>	_____

PETITION

to erect, use and maintain a ground sign on the westerly lot line of real property known and numbered 225 Wyman Street, Waltham, Massachusetts. The sign will be single face, internally illuminated and will face Route 128. It will contain two announcement signs each 18' 9" and 6' 4" and the total height above ground will be 16' 4". The premise is located in a Limited Commercial Zoning District. Article XII, Section 21-26, subsection 6 provides that announcement signs shall be no larger than three feet by three feet, at the entrance or gates of a building and non-illuminated.

The granting of the petition is based on the following reasons:

1. There are conditions especially affecting this parcel (building) but not affecting generally the zoning district in which it is located in that the location of this sign facing the major route 128 highway is so placed that it will not effect the residents of the area.
2. A literal enforcement of the provisions of the ordinance or by law would create substantial hardship financial or otherwise to the appellant in that the petitioner's building is difficult to locate due to the topography of the land and the sign will help to pinpoint where the business is being conducted.
3. Desirable relief may be granted without substantial detriment to the public good in that it will serve the general public as pointing out where the petitioner is located.
4. The petition may be granted without nullifying or substantially derogating from the intent and purpose of the zoning ordinance in that the sign is to be located at the same spot where a prior sign had been located under authority of the Board of Appeals.

The granting of the petition is made subject to the following conditions:

1. All necessary permits shall be issued and work commenced within one year of the date of filing of the decision with the office of the City Clerk of the City of Waltham.
2. All construction and use of the premises be in accordance with the following plan(s) introduced as evidence during the hearing:
"Digital Equipment Corporation, Waltham, Mass.
Art work exclusive property of Donnelly Electric
& Mfg. Co 35 Pontiac Street, Boston, Mass. Scale:
1/2 " = 1' Drawn by Hemenway No. 2250R
1/7/74"
3. That the variance is to be run for a term of five (5) years commencing March 12, 1974.



Edmund R. Tarallo, Clerk 

ERT:lmf

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Notice of decision re: the premises
numbered 225 Wyman St., Waltham, Mass.

In City Council,

April 22, 1974

-Placed on File-