

Received & posted:

RECEIVED

Town Clerk VILLE TOWN CLERK

#### REMOTE MEETING NOTICE/ AGENDA

Posted in accordance with the provisions of MGL Chapter 30A, §. 18-25

Name of Board, Committee or Commission:	Planning Board
Date & Time of Meeting:	Thursday, January 14, 2021 at 7:00 p.m.
Location of Meeting:	REMOTE MEETING
Clerk/Board Member posting notice	Cathy Murray

#### **AGENDA**

- 1. In accordance with the Governor's Order Suspending Certain Provisions of the Open Meeting Law, G.L. c.30A, §20, relating to the 2020 novel Coronavirus outbreak emergency, the January 14, 2021, public meeting of the Planning Board shall be physically closed to the public to avoid group congregation. However, to view this meeting in progress, please go to facebook.com/lakecam (you do not need a Facebook account to view the meeting). This meeting will be recorded and available to be viewed at a later date at <a href="http://www.lakecam.tv/">http://www.lakecam.tv/</a>
- 2. Site Plan Review 271 Bedford Street Meet with Jamie Bissonnette from Zenith Consulting Engineers, LLC (ZCE)
- 3. Master Plan Implementation Update
- 4. Development Opportunities District Update
- 5. Review the following Zoning Board of Appeals petitions:
  - a. Bedford Holdings-33 Bedford Street
  - b. Vermette-5 Ash Street
  - c. Chapin-41 Clark Road
  - d. Chapin-31 Pilgrim Road
- 6. Discuss Possible Warrant Articles for a public hearing in February
  - January 7, 2021 correspondence-Board of Selectmen
- 7. Old Business
- 8. New Business
  - a. Discuss Planning Board member appointment to Master Plan Implementation Committee
- 9. Next meeting... January 28, 2021
- 10. Any other business that may properly come before the Planning Board.
- 11. Adjourn

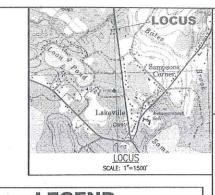
Please be aware that this agenda is subject to change. If other issues requiring immediate attention of the Planning Board arise after the posting of this agenda, they may be addressed at this meeting.



#### Read the following into the record:

In accordance with the Governor's Order Suspending Certain Provisions of the Open Meeting Law, G.L. c.30A, §20, relating to the 2020 novel Coronavirus outbreak emergency, the January 14, 2021, public meeting of the Planning Board shall be physically closed to the public to avoid group congregation. However, to view this meeting in progress, please go to facebook.com/lakecam (you do not need a Facebook account to view the meeting). This meeting will be recorded and available to be viewed at a later date at <a href="http://www.lakecam.tv/">http://www.lakecam.tv/</a>

ZENITH CONSULTING ENGINEERS, LLC
3 MAIN STREET LAKEVILLE, MA 02347
PHONE: (508) 947-4208



	LEGEND	
EXISTING	DESCRIPTION	PROPOSED
	BUILDING	mmmmm
/	CONTOUR	100
100X0	SPOT GRADE	10000
	SILT FENCE/SILT SOCK	000
4 74 70 32 76 77	HAYBALE LINE	is the site of the site of
	CHAINLINK FENCE	
	STOCKADE FENCE	
X	WIRE FENCE	×
eravi.	SiGN	
E	CATCH BASIN	
. (6)	DRAIN MANHOLE	
	GRAVITY SEWER MAIN	ss_
Č)	SEWER MANHOLE	(\$)

CRITERIA	REQUIRED	EXISTING	PROPOSED
LOT AREA	70,000 S.F.	72,181± S.F.	72,181± S.F.
UPLAND AREA	52,500 S.F.	72,181± S.F.	72,181± S.F.
FRONTAGE	175'	204.39'	204.39'
FRONT BUILDING SETBACK	40'	71.6	71.6'
SIDE BUILDING SETBACK	40'	40.0'	40.0'
REAR BUILDING SETBACK	40'	120.6'	50.4
BUILDING HEIGHT	35' OR 3 STORIES	1 STORY <35'	2 STORIES <35'
IMPERVIOUS COVER	50%/70%*	80.4% (58,051± S.F.)	69.9% (50,438± S.F.

INCLUDING BONUSES BY THE PLANNING BOARD TOTAL PAVEMENT AREA TO BE REMOVED: 8,337 S.F. TOTAL PAVEMENT AREA TO BE ADDED: 724 S.F.

TOTAL PAVEMENT AREA TO BE ADDED: 724 S.F.

SITE NOTES:

SITE NOTES:

THE SITE IS LISTED ON THE TOWN OF LAKEVILLE ASSESSORS PROPERTY RECORD CARDS AS MAP 027, BLOCK 002 PARCEL 027.

PROPERTY LINE AND EXISTING CONDITIONS INFORMATION WAS TAKEN FROM A FIELD SURVEY BY ZENTIH LAND SURVEYORS, LLC.

THE SUBJECT PROPERTY IS LOCATED IN 2006 X, AS SHOWN ON THE FLOOD INSURANCE RATE MAP (F.I.R.M.) OF PLYMOUTH COUNTY, MASSACHUSETTS, MAP UNIMBER 750230427K, MAP REVISED JULY 16, 2015.

THE SITE IS NOT LOCATED IN A PRIORITY HABITAT AND ESTIMATED HABITAT AS SHOWN ON THE MASSACHUSETTS NATURAL HERITAGE ATLAS 14TH EDITION EFFECTIVE DATE AUGUST, 2017.

THE SITE IS NOT LOCATED WITHIN AN AREA OF CRITICAL ENVIRONMENTAL CONCERN (ACEC).

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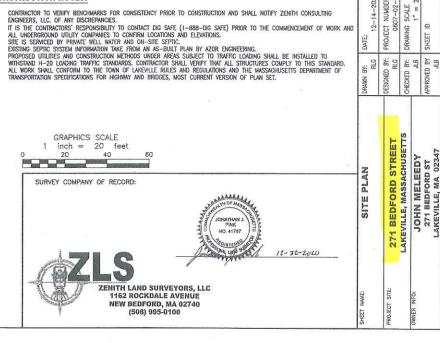
THE SITE IS LOCATED IN AN OUTSTANDING RESOURCE WATER SUPPLY WELL

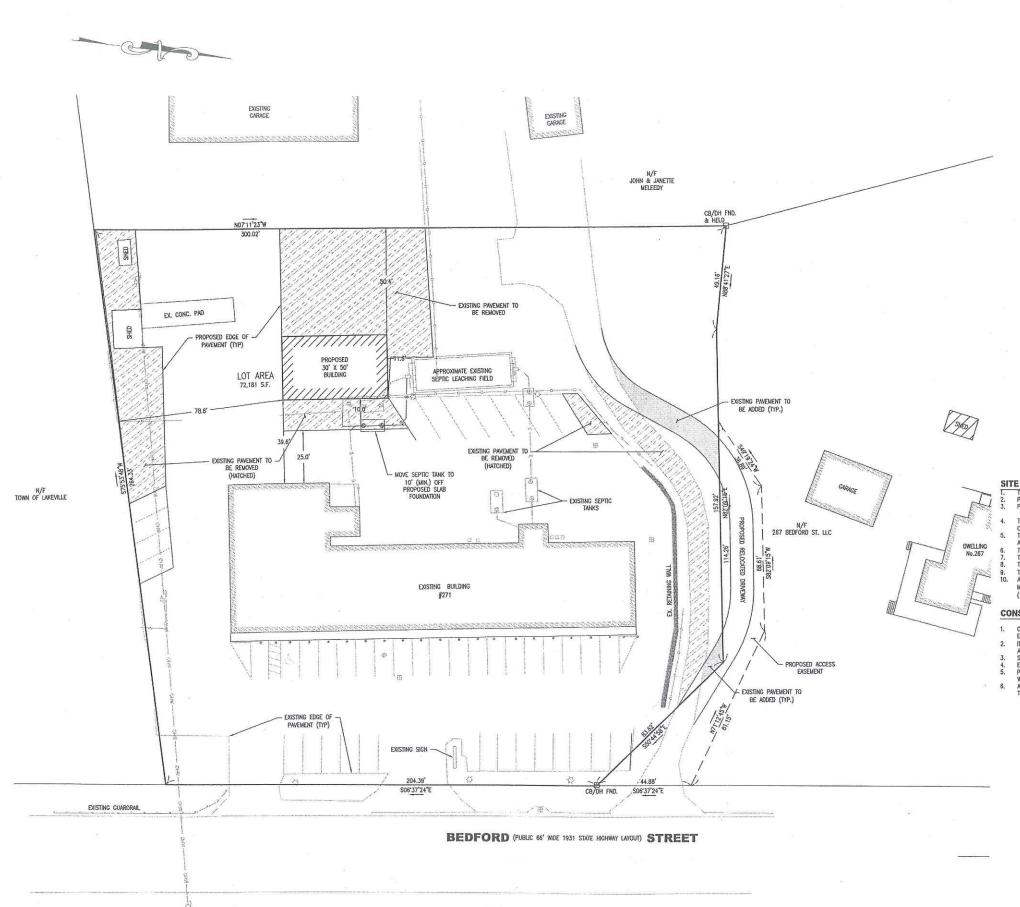
THE SITE IS LOCATED IN AN OUTSTANDING RESOURCE WATER AREA (ORW).

THE SITE IS LOCATED IN AN OUTSTANDING RESOURCE WATER AREA (ORW).

ALL UNDERFRONDED UTILITIES ARE TO BE CONSIDERED APPROXIMISE. LOCATIONS WERE TAKEN FROM PLANS OF RECORD WITH THE MUNICIPALITY, DIG SAFE LOCATIONS OR FIELD EVIDENCE. IT IS THE CONTRACTORS' RESPONSIBILITY TO CONTACT DIG SAFE (1—888—DIG SAFE) AND ALL UTILITY COMPANIES TO CONFIRM LOCATIONS AND ELEVATIONS PRIOR TO THE START OF WORK.

#### CONSTRUCTION NOTES:







#### Town of Lakeville

Lakeville Town Office Building 346 Bedford Street Lakeville, Massachusetts 02347

TO:

**Building Department** 

Planning Board ✓

**Conservation Commission** 

Board of Health

FROM:

Board of Appeals

DATE:

January 4, 2021

RE:

Attached Petitions for Hearing

Bedford Holdings – 33 Bedford Street

Vermette - 5 Ash Street Chapin - 41 Clark Road Chapin - 31 Pilgrim Road

Attached please find copies of four (4) Petitions for Hearing, which have been submitted to the Board of Appeals. The hearings for these petitions will be held on January 19, 2021.

Please review and forward any concerns your Board may have regarding these petitions to the Board of Appeals, if possible, no later than Thursday, January 14, 2021.

Thank you.

## TOWN OF LAKEVILLE MASSACHUSETTS

# EXHIBIT "A" DEGEIVE NOV 18 2020

## ZONING BOARD OF APPEALS PETITION FOR HEARING

PETITION FOR H	CARING	BOARD OF APPEALS
Name of Petitioner: Bedford Holdings, LLC		· · · · · · · · · · · · · · · · · · ·
Mailing Address: 275 Martime St. Fall River, MA	02723	
Name of Property Owner: Bedford Holdings, L	LC	
Location of Property: 33 Bedford Street Lakeville,	MA 02347	
Property is located in aresidentialXX		industrial (zone)
Registry of Deeds: Book No. 37741	Page No	198
Map 024 Block 004 Lot 003		
Petitioner is: XX ownertenant	licensee	prospective purchaser
Nature of Relief Sought:	1	
XX Special Permit under Section (s) 6	.6.3.4 & 7.4 of	the Zoning Bylaws
Variance from Section (s)		
Appeal from Decision of the Buildi		
Date of Denial		
Brief to the Board: (See instructions on reverse sid	e – use additiona	I paper if necessary.)
See attached		
I HEREBY REQUEST A HEARING BEFORE THE REFERENCE TO THE ABOVE PETITION OR APP THIS PETITION, TO THE BEST OF MY KNOWLE AND CONFORMS TO THE REQUIREMENTS ON	ZONING BOARI EAL. ALL OF T DGE, IS COMPL THE BACK OF T	HE INFORMATION ON ETE AND ACCURATE THIS PETITION FORM.
Petitioner: RICHARD CARRIGE TRANSCE	Telephone 7	08-677-9234
$O^{-3}$		
Owner Signature: (If not petitioner)	Owner Telep	
(REFERENCE THE REVERSE SIDE OF THIS A INSTRUCTIONS IN FILING YOUR PETITION.)	PPLICATION F	OR FURTHER
WILL YOU HAVE A REPRESENTATIVE OTHE	ER THAN YOU	RSELF?
VV 162 140	sonnette, Manag	er
(Name and '	Title)	



3 Main Street Lakeville, MA 02347 (508) 947-4208 - www.zcellc.com

➢ Civil Engineering
 ➢ Septic Design (Title 5)
 ➢ Septic Inspections (Title 5)
 ➢ Commercial and Industrial Site Plans
 ➢ Chapter 91 Permitting

NARRATIVE IN SUPPORT OF A SPECIAL PERMIT FOR 33 BEDFORD STREET LAKEVILLE, MA 02347

#### PREPARED FOR:

BEDFORD HOLDINGS, LLC 275 MARTIME ST. FALL RIVER, MA 02723

PREPARED BY:

ZENITH CONSULTING ENGINEERS, LLC. 3 MAIN STREET LAKEVILLE, MA 02347

**NOVEMBER 17, 2020** 

### **EXISTING SITE CONDITIONS**

The locus site, 33 Bedford Street, is located on the westerly side of Bedford Street and the southern side of Taunton Street. The site is presently a Mobil gas station with convenience store on approximately 42,225 sf of land. A special permit for the existing sign was issued in 2016 by the Lakeville Zoning Board of Appeals see Plymouth County Registry of Deeds book 37741 page 198. In October of 2020 the sign was damaged and is in need of replacement.

#### PROPOSED SITE IMPROVEMENTS

The applicant is proposing to remove the existing damaged sign and install a new sign with associated landscape area. This sign will be approximately 59.7 sf and the top of the sign will be approximately 17'-3" above grade.

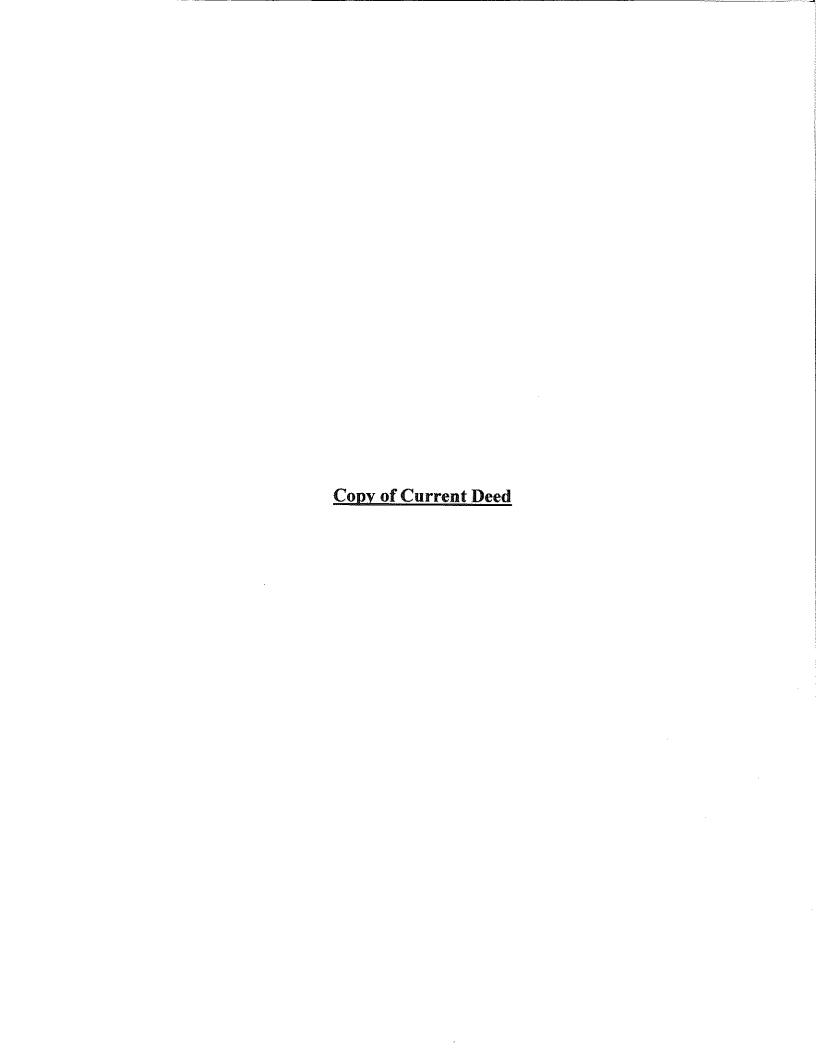
#### SPECIAL PERMIT CONDITIONS

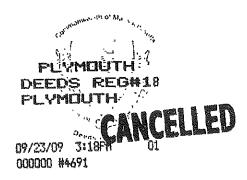
The client is looking to remove the existing damaged sign and install a new sign in the same area. The new sign will meet the town of Lakeville zoning requirements with the exception of overall area. The improvements, as proposed, will not negatively impact the neighborhood and will, in fact, enhance the aesthetics.

## Locus: 33 Bedford Street in Lakeville, MA Assessors Map 024 Block 004 Lot 003

#### **Zoning Board of Appeals Petition for Hearing Attachments**

- 1 Notice to Tax Collector
- 2 Copy of Current Deed
- 3 USGS Map
- 4 Firm Map
- 5 Copies of Checks
- 6 Proposed Sign
- 7 Reduced Proposed Site Plan Package (11 x 17)





Received & Recorded PLYMOUTH COUNTY REGISTRY OF DEEDS 23 SEP 2009 02:51PM JOHN R.BUCKLEY, JR. REGISTER Bk 37741 Pg 198-199

FEE \$6892.00

CASH \$8892.00

DEED

Alexander Argiros, Trustee of Lakevillage Realty Trust under a Declaration of Trust dated November 9, 2000 and recorded with Plymouth Registry of Deeds in Book 19057, Page 123 for consideration paid of One Million Nine Hundred Fifty Thousand (\$1,950,000.00) Dollars grants to Bedford Holdings, LLC, a Massachusetts limited liability company

The land in Lakeville, Plymouth County, Massachusetts, with the buildings thereon bounded and described as follows:

#### PARCEL ONE:

The land with any improvements thereon situated on the Westerly side of Bedford Street in Lakeville, Plymouth County, Massachusetts, and being shown as Lot "A" on the plan entitled "A Plan of property in Lakeville, MA prepared for Gerald R. White" dated July 2, 1984 and recorded with Plymouth County Registry of Deeds in Plan Book 24, Page 830 as Plan #564 of 1984; said Lot A is bounded and described as follows:

Beginning at a point on the Westerly side of Bedford Street at the Northeasterly corner of Lot "B" on said Plan;

thence North 51° 41' West 50.40 feet by land now or formerly of K. E. Belben as shown on said plan;

thence by said Belben land South 81° 02' 13" West 65.00 feet;

thence by said Belben land North 8° 57' 47" West 71.30 feet;

thence South 81° 02' 13" West 100.00 feet;

thence by land now or formerly of E. Holloway South 8° 57' 47" East 111.60 feet; thence by said Lot "B" on said plan North 81° 02' 13" East, 200.00 feet to said point of beginning.

Containing 13,897 square feet, more or less according to said plan to which reference is hereby made for a more particular description of said Lot "A".

#### PARCLE TWO:

Four certain parcels of land, with the buildings thereon, in Lakeville, Plymouth County, Massachusetts. Three parcels situated on the Westerly side of Bedford Street and one parcel situated on the easterly side of Taunton Street, being shown as Lots 1, 2, 3 and 5 on a plan entitled "Plan of Land in Lakeville, Mass., Lot Number-Owner, 1 and 2 Heirs of William J. Belben, 3 Frank M. Jefferson, 4 Kenneth E. Belben, 5 Ester L. Holloway, Scale 1"=40' April 23, 1971, Harry G. Norris-Surveyor," recorded with Plymouth Registry of Deeds on February 25, 1972 as Plan #163 of 1972 in Book 3754, Page 602 to which plan reference may be had for more particular description of said above mentioned lots.

#### PARCLE THREE:

A triangular parcel of land off the westerly side of Bedford Street, also known as Route 18 in Lakeville, Plymouth County, Massachusetts, being more particularly bounded and described as follows:

Beginning at a point which is situated North 51° 41' West 50.40 feet from a point in the Westerly sideline of Bedford Street which latter point forms the northeasterly corner of Lot "B" shown on a plan entitled: A Plan of Property in Lakeville, MA prepared for Gerald R. White" dated July 2, 1984 and duly recorded with Plymouth County Registry of Deeds;

thence by Lot "A" on said plan South 81° 02' 13" West by Lot "A" on said plan, 65.00 feet;

thence by said Lot "A" North 8° 57' 47" West 71.30 feet to the northerly corner of said Lot "A";

thence by land now or formerly of Leslie L. Belben, South 51° 41' East to the point of beginning.

The above described premises are conveyed together with the benefit of and subject to all rights, rights of way, restrictions, easements and reservations of record if the same are in force an applicable.

For title see Deed recorded with Plymouth Registry of Deeds in Book 19057, Page 130.

Property Address: 33 Bedford Street, Lakeville, MA 02347.

Witness my hands and seals this 25th day of 50000.

Alexander Argiros, Trustee of Lakevillage Realty Trust

STATE OF MASSACHUSETTS COUNTY OF PUMOVIZ

On this day of serent, 2009, before me, the undersigned notary public, personally appeared Alexander Argiros, proved to me through satisfactory evidence of identification, which were Mis Divi Lift, to be the person whose name is signed on the preceding or attached document and acknowledged to me that he signed it voluntarily for its stated purpose, as Trustee of Lakevillage Realty Trust.

(official signature and seal of notary

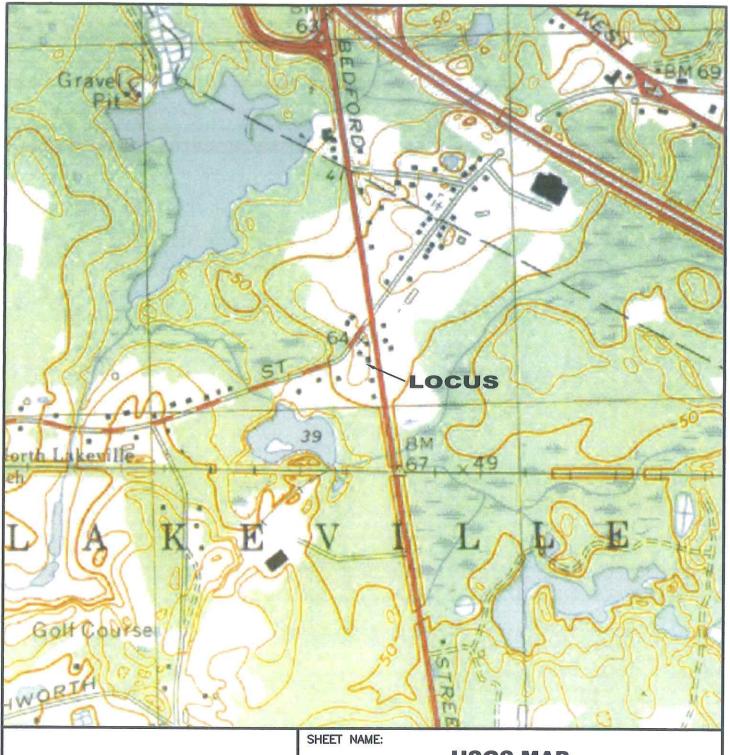
My complission expires:

3/25/16

JEFFRE NC.
COMMONWEAL
My Cor
M

.1. LOVELY
Public
MASSACHUSETTS
.11 Expires
1116

USGS Map



ZCE

**USGS MAP** 

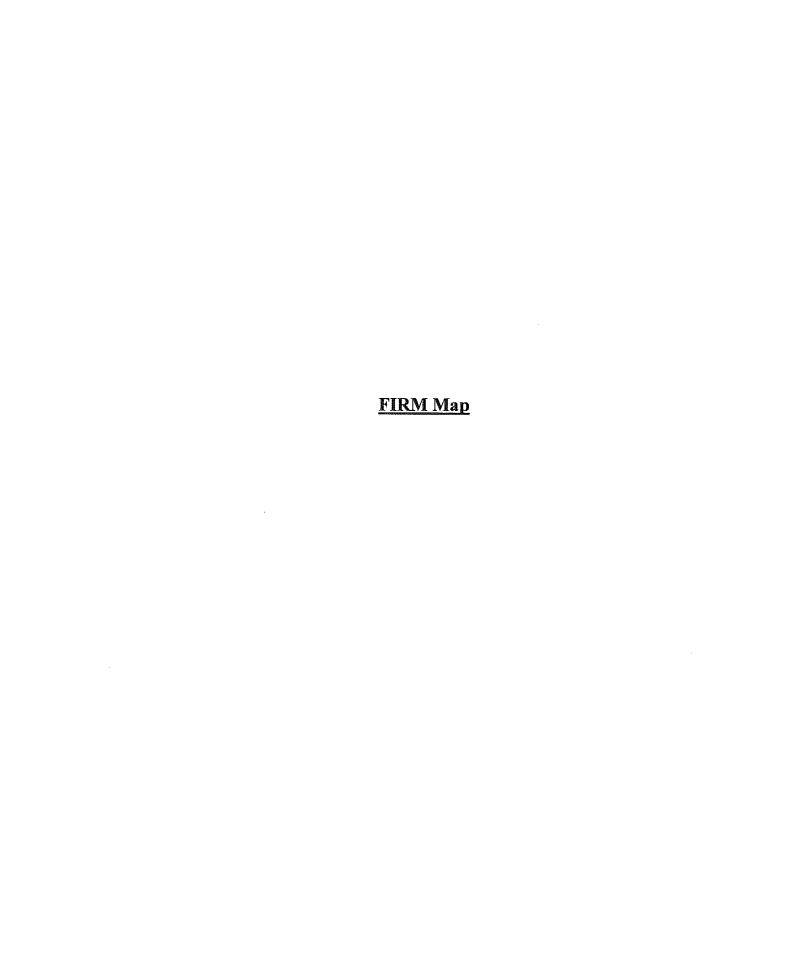
PROJECT SITE: 33 BEDFORD STREET **LAKEVILLE, MASSACHUSETTS** 

CLIENT INFO:

**BEDFORD HOLDINGS, LLC. FALL RIVER, MA 02723** 

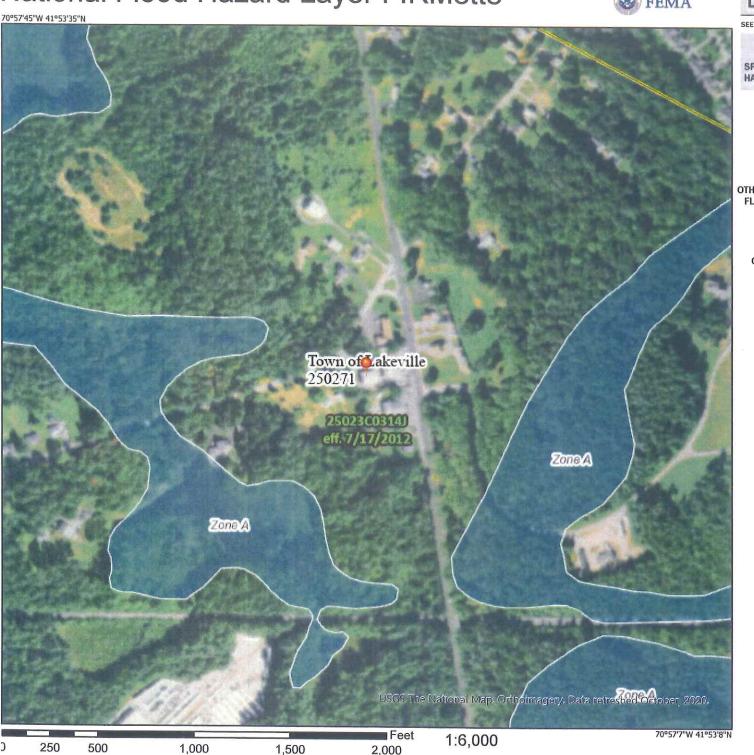
ZENITH CONSULTING ENGINEERS, LLC

3 MAIN STREET LAKEVILLE, MA 02347 PHONE: (508) 947-4208



## National Flood Hazard Layer FIRMette





#### Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

SPECIAL FLOOD HAZARD AREAS Regulatory Floodway

Without Base Flood Elevation (BFE) With BFE or Depth Zone AE, AO, AH, VE, AR

0.2% Annual Chance Flood Hazard, Art of 1% annual chance flood with averag depth less than one foot or with drains areas of less than one square mile Zon

OTHER AREAS OF FLOOD HAZARD **Future Conditions 1% Annual** Chance Flood Hazard Zone X Area with Reduced Flood Risk due to

Levee. See Notes. Zone X Area with Flood Risk due to Levee Zone

NO SCREEN Area of Minimal Flood Hazard Zone X

Effective LOMRs OTHER AREAS Area of Undetermined Flood Hazard Zc

- - - Channel, Culvert, or Storm Sewer STRUCTURES | LITTI Levee, Dike, or Floodwall

> Cross Sections with 1% Annual Chance 17.5 Water Surface Elevation ® - - Coastal Transect ---- 513---- Base Flood Elevation Line (BFE)

Limit of Study Jurisdiction Boundary --- Coastal Transect Baseline OTHER **Profile Baseline FEATURES** Hydrographic Feature

Digital Data Available

No Digital Data Available

Unmapped

MAP PANELS

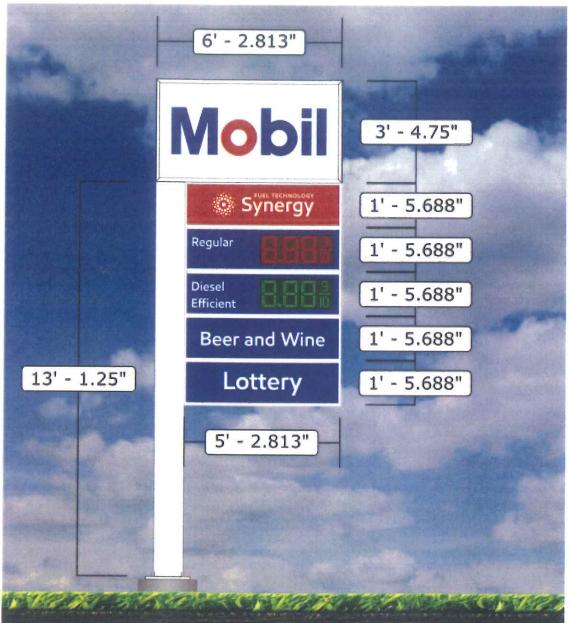
The pin displayed on the map is an approxima point selected by the user and does not repres an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 11/17/2020 at 6:52 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

**Proposed Sign** 



Customer: Mobil
Sign System: B Model
System Color: Egg Shell White
Overall Height: 17'-0"

Pole Height: 17'-0"
Pole Height: 13'-1.25"
Ground Clearance: 6'-2.81"
Total Square Footage: 72.853'
5 Line Auxiliary Cabinet Height:

7'-4.44" Wind Load: 58 psf

Digit Size: 10", 10" LED Illumination: 5.55 Amps

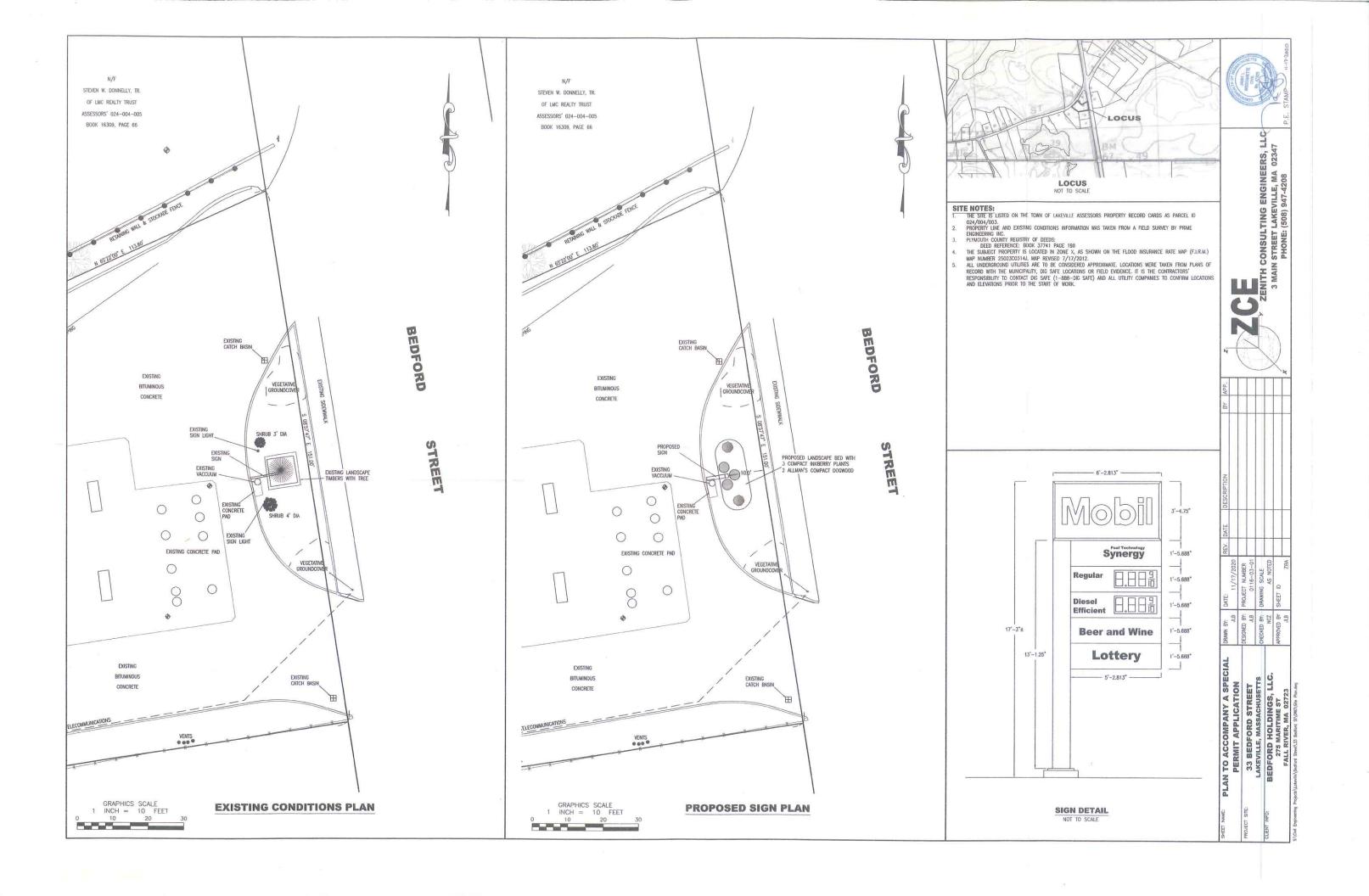
MOBIL ID- 21.2 SQ FT 5 LINE CABINET-38.5 SQ FT

TOTAL= 59.7 SQ FT

ExxonMobil MID

Everbrite	dim The	ensions and mounting detai	I, please refer to engineering spec	t intended for actual construction dimensions. For windload requiremen cifications and install drawings. rite LLC Use of, or duplication in any manner without express written pe	
Customer: Mobil			Description:	Customer Approval: NOTE: Unless specif	fied by
Project No: PP438397A	Project No: PP438397A Scale: N/A		B MID	customer, all depth of embossing will be determine	ed by
Date: 10/22/2020	Drav KE	vn By:	Revised:	Everbrite Engineering or existing customer specifi- file. Colors and graphics on file will be used unless otherwise specified by customer.	cations on
Location & Site No: EM33ADR, 33 BEDFORD ST., LAKEVILLE, MA, 02347		Revision: 1	Please read carefully, check appropriate Sketch OK as is		
			box and fax back to Everbrite: Sketch Required	☐ New	
				SIGNATURE	DATE

Reduced Proposed Site Plan Package (11 x 17)

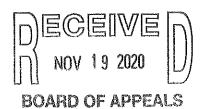


Petition to be filed with Town Clerk

#### TOWN OF LAKEVILLE MASSACHUSETTS

## ZONING BOARD OF APPEALS PETITION FOR HEARING

Name of Petitioner: Louis Vermette	hypotholismi ni i i i i i i i i i i i i i i i i i	
Mailing Address: 4 Ash Street, Lakeville, MA 0	2347	
Name of Property Owner: Louis Vermette/ L&A	Realty Trust	- Australia de la contradición d
Location of Property: 5 Ash Street	·	
Property is located in axresidential	business	industrial (zone)
Registry of Deeds: Book No. 37038	Page No.	305-306
Map 042 Block 006 Lot 003		
Petitioner is: X owner tenant	licensee	prospective purchaser
Nature of Relief Sought: Remove seasonal restric	ctive deed ,	•
Special Permit under Section (s)	of the	Zoning Bylaws
Variance from Section (s)	of the Zoni	ng Bylaws.
Appeal from Decision of the Bui		
Date of Denial		
Brief to the Board: (See instructions on reverse.  Ask Board members to lift deed restriction of per property changes and upgrades	side — use additional r seasonal home to yea	paper if necessary.) r round home
I HEREBY REQUEST A HEARING BEFORE THE REFERENCE TO THE ABOVE PETITION OR A THES PETITION, TO THE BEST OF MY KNOW AND CONFORMS TO THE REQUIREMENTS OF THE REPUBLIFICATION OF THE REPUBL	PPEAL. ALL OF THI LEDGE, IS COMPLET IN THE BACK OF TH	E AND ACCURATE
Petitioner: Louis Vermette		
Signed:	-	08-509-5428
Owner Signature:	Owner Teleph	one:
(If not petitioner) (REFERENCE THE REVERSE SIDE OF THIS INSTRUCTIONS IN FILING YOUR PETITIO	s application fo n.)	RFURTHER
WILL YOU HAVE A REPRESENTATIVE OF	HER THAN YOURS	elf?
Yes X No	S RUAL.	artinosta apportunista de 12 de aproparación de 19 a special de 19 a special de 19 a special de 19 a special d



#### 5 Ash Street Lakeville MA 02347

#### Remove Seasonal Deed Restriction

11.11.2020

#### I Louis Vermette

respectfully ask the ZBA board to lift the seasonal deed restriction per ZBA approval November 7th, 2007 (see attached) to a year-round dwelling per property upgrades

- Acquired abutting property behind 5 Ash properties. 8 Hollis Ave (10,000 sq') to expand property square footage to 21,350' from 11,350' (Deed attached)
- Installed new conventional septic system per 8OH approvals in lieu of tight tank (COC attached along with all documentation)
- Signed affidavit from neighbor Fred Dewhurst (affidavit attached)

#### Here is the history of the property showing how we got to this request

- 11.01.2007 ZBA granted a special permit with deed restriction for a 3-bedroom seasonal dwelling with a title V tight tank on 11,350 sq.' lot
- 05.16.2008 I purchased 8 Hollis Ave from Emanuel Machado for the sum of \$ 50.000.00. Property was made up of a 2-bedroom dwelling on 10,000 sq' lot. Eventually I would tear down dwelling combine lots (21,350 sq') and install new conventional septic system with BOH approvals
- 01.07.2009 AZOR land Science and I applied at BOH for Title V local upgrade variance request. This was approved with some request and concerns
- 04.08.2008 | combine the 2 lots together per request from BOH making 5 Ash & 8 Hollis 1 lot combined with a total of 21,350 sq' of property with 1 dwelling
- 12.09.2009 BOH approved Title V Local Variance Request with all request and concerns satisfied (Dewhurst signed affidavit, combing lots)
- 09.13.2011 New septic was installed per BOH approvals and the Certificate of Compliance was issued (See attached)

Respectfully Louis Vermette

#### **ZONING BOARD OF APPEALS**

114045
Received & Recorded
PLYMOUTH COUNTY
REGISTRY OF DEEDS
21 NOV 2007 01:25PM
JOHN R.BUCKLEY, JR.

## NOTICE FOR RECORDING IN THE REGISTRY OF A DECISION ON A VARIANCE

Date: November 1, 2007REGISTER

8k 35322 Fg 277-285

(A copy shall be sent to the applicant, and shall be filed with Town Clerk together with the Record of Proceedings and plans.)

Proceedings and plans	s.)			
Notice is hereby giver set forth in Chapter 40		has been granted in comp	liance with statutory requirements	as
ТО	Louis Vermette			
ADDRESS	P.O. Box 850, Lal	Owner or Petitioner keville, MA 02347		
By the Appeals Board	l, affecting the rights	of the owner with respect	to use of premises on	
	5 Ash Street, Lake			
The record title standi	Id- ng in the name of	entity of Land Affected		
	Louis Vermette			
whose address is	P.O. Box 850	Lakeville	MA	
t d d 1 . t	Street	City or Town	State	
by a deed duly receive	ed in the <u>Plymouth</u>	nDistrict,		
Registry of Deeds in I	Book <u>30721</u>	, Page <u>280</u>	, ·	
Registry District of La	and Court, Certificate	e No		
Book	, Page			
The decision of said B	Board is on file with t	he papers and plans in the	Office of the Town Clerk.	
Signed and certified th	nis 1 day of	November	, 2007	
THE APPEALS BOA	RD	Duck	Clerk	
CERTIFICATE BY T	HE TOWN CLERK	FOR FILING OF THE D	ECISION IN THE REGISTRY	
This is to certify that t no appeal has been file	wenty (20) days have ed, or an appeal has b	e elapsed since filing of the	e above decision with this office a	nd
		Signature a	nd seal of the Town Clerk	

p

## TOWN OF LAKEVILLE MASSACHUSETTS

#### **ZONING BOARD OF APPEALS**

#### **NOTICE OF DECISION**

#### ON VARIANCE



(To be mailed forthwith to the petitioner, abutters, and owners of land within 300 feet of the property line, the Board of Selectman, Building Inspector, the planning boards of every abutting municipality and to every person present at the hearing who requested that notice be sent to him and stated the address to which such notice was to be sent, as provided in Section 15, Chapter 40A as amended.)

Applicant		Date: _	November 1, 2007	
Louis Ver	mette	_ Case No: _	07-10	
Owner		Address:	P.O. Box 850	
Louis Verr	nette	<del>.</del> <u></u>	Lakeville, MA 02347	
Premises Affect	eted			
5 Ash Stre	et	_ V	ariance Application	
Referring to the above application so as to permit  To demolish an existing structure and build a new dwelling on a non-conforming lot.  After a public hearing on				
IMPORTANT Any appeal from the decision of the Appeals Board can be made only to the Court and must be made pursuant to Section 17, Chapter 40A (G.L.) as amended, and must be filed within twenty (20) days after the date of the filing of the decision with the Town Clerk.				

THE APPEALS BOARD

Clerk

## TOWN OF LAKEVILLE MASSACHUSETTS

#### **ZONING BOARD OF APPEALS**

#### **RECORD OF PROCEEDINGS**

#### ON APPLICATION FOR A VARIANCE

PETITION No. <u>07-1</u>	2, DATE FILED	August 28, 2007	
(Copies of this Record of decision by the Appeals	f Proceedings with all attach Board in the Office of the To	ments must be filed within 14 cown Clerk.)	days of a
I,	, Clerk of the	e Appeals Board hereby certify clative to the application.	that the
I, Lahr V		Appeals Board hereby certify	that the
Louis Vermette, P.O.	Box 850, Lakeville, MA 0234	7	
	ame and address of Applicar	,	
for a Variance under Sec	ion <u>8.2.2</u>	of the Zon	ing By-law.
The Applicant desires to: non-conforming lot.	To demolish an existin	g structure and build a new dw	elling on a
The premises affected are	located at 5 Ash Street, La	akeville, MA	
being in <u>Residentia</u>	District, in which the ab	pove mentioned use requires a	Variance
from the Appeals Board.			
1. On _August 28, 2007	an application of which	n a true copy marked "A" is ma	ıde
a part of this record was p	resented to the Appeals Boa	ard.	
2. Thereupon, an advertis	ement, a true copy of which	marked "B" is made a part of t	his record,
was published in the <u>M</u>	iddleboro Gazette a newsp	paper published in <u>Middlebo</u>	ro, MA
on <u>10/04/07</u> an	d on <u>10/11/07</u> .		
(Date)	Date)		

- 3. Notice of the hearing, a copy of which marked "C" is made a part of this record, were mailed postpaid to the petitioner, abutter, and owners of the land within 300 feet of the property line, being the same persons named in the Assessors certificate which was a part of the petition heretofore referred to and marked "A", and to the Board of Selectmen, Building Inspector, and the planning boards of every abutting municipality.
- 4. On October 18, 2007 a hearing was held at the Lakeville Public Library, 4 Precinct Street at which opportunity was given to all those interested to be heard in favor or opposition to said petition, application or appeal at which hearing

Mr. Louis Vermette was present

Members present:	D. Foster - CH,	D. Curtis - VCH	· ,	J. Beneski	,
				Association and the second	_
	E. Levitt,	J. Olivieri, Jr.	,	C. Zimmerman	

- 5. Following the hearing the Board made the following specific findings regarding the land in question and the proposed use.
  - a) The new structure would be substantially better than the existing structure and would constitute and improvement to the neighborhood.
  - b) The new structure would intrude into the setback less than the original structure and would thus be less non-conforming than the original structure.
  - c) Proper maintenance of the tight tank will be the responsibility of the property owner.
  - d) The new structure would impose no detriment to the public good and no derogation from the intent or purpose of this By-Law.

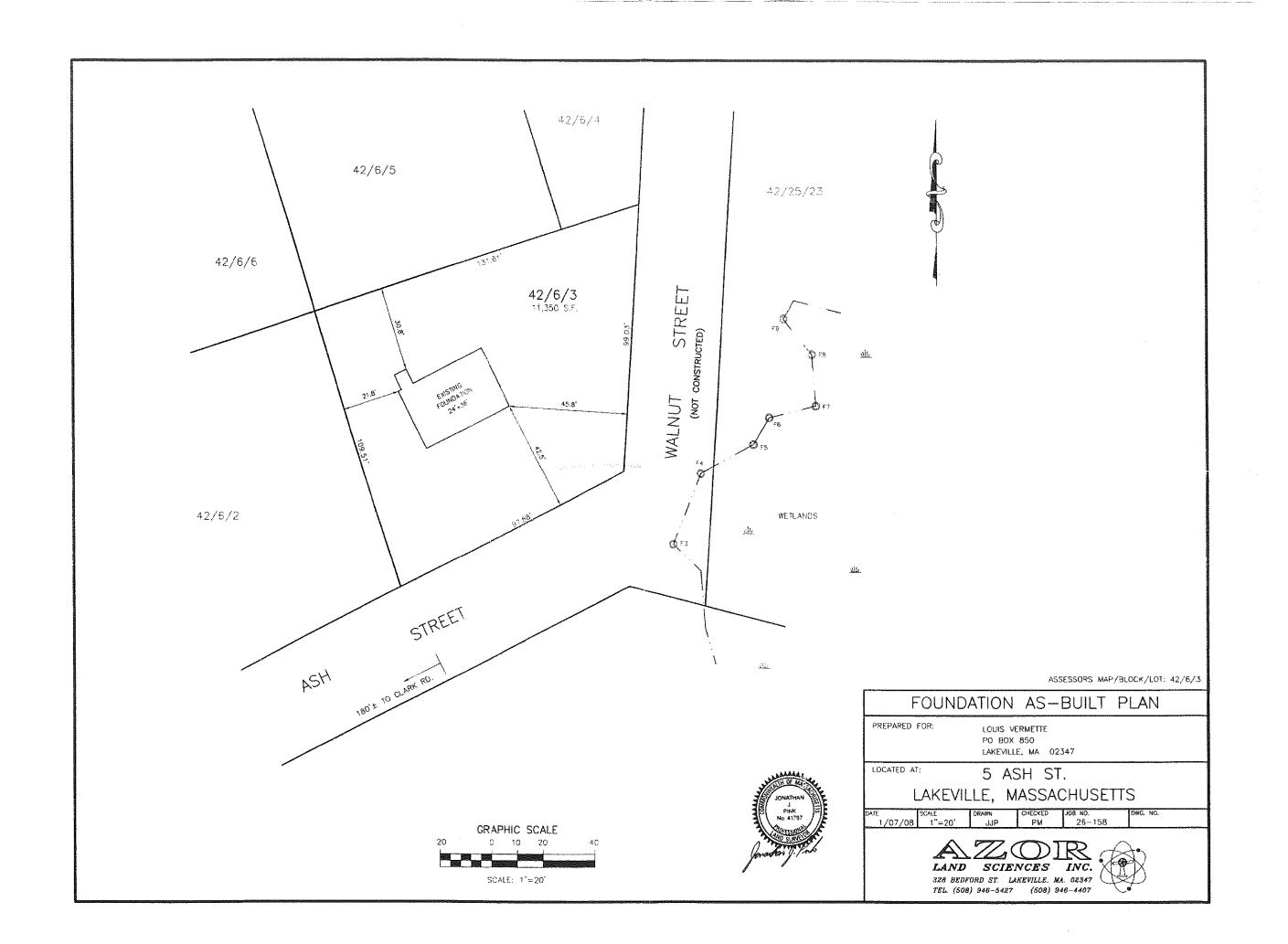
NOTE: Restatement of mandatory provisions and requirements are not to be taken as findings.

6. The Board voted at its meeting on October 18, 2007, as detailed below, to
DENY the application based on findings as recorded under item 5 herein for the following reasons:
GRANT the application subject to the following conditions, safeguards and limitations on time or use, if any:
a) The footprint will not exceed 24' x 36'.
b) The house will remain a seasonal dwelling.
c) This approval does not include approval for a deck.
NOTE: Show the vote of each member upon each question or, if absent or failing to vote, indicate such fact, and set forth clearly the reason or reasons for its decision, and of its other official action.
Members present D. Foster - AYE, D. Curtis - AYE, J. Beneski - AYE,
E. Levitt - AYE , C. Zimmerman - AYE ,
Signature Com Cenn
Signature of Meany Clerk

## TOWN OF LAKEVILLE MASSACHUSETTS

## ZONING BOARD OF APPEALS PETITION FOR HEARING

Name of Petitioner: LOUIS VERMETTE	<u> </u>	
Mailing Address: p.o. Box 850 LAKEV	ILLE,	MA. 02347
Name of Property Owner: SAME		
Location of Property: #5 ASH 57.	·	
Property is located in aresidentialb	ousiness	industrial (zone)
Registry of Deeds: Book No. 36721	Page No	280
Map 42 Block 6 Lot 3		
Petitioner is:ownertenantlice	nsee	prospective purchaser
Nature of Relief Sought:		
Special Permit under Section (s)	of t	he Zoning Bylaws .
Variance from Section (s) 6.1.8.	_of the Zon	ing Bylaws.
Appeal from Decision of the Building Inspe	ector/Zonin	g Enforcement Officer
Date of Denial		
Brief to the Board: (See instructions on reverse side – use	additional	paper if necessary.)
PETITIONER SEEKS TO RAZE EXISTIA	IG DWE	LLING AND REPLACE
NEW DWELLING WILL MEET MIN, SET	TBACK (	CHAN 20,000 SIF,
I HEREBY REQUEST A HEARING BEFORE THE ZONING	G BOARD (	OF APPEALS WITH
REFERENCE TO THE ABOVE PETITION OR APPEAL. A	LL OF TH	E INFORMATION ON
THIS PETITION, TO THE BEST OF MY KNOWLEDGE, IS AND CONFORMS TO THE REQUIREMENTS ON THE BA	COMPLE CK OF TH	I'E AND ACCURATE IS PETITION FORM.
Petitioner: LOUIS VERMETTE Date	te: <u> </u>	7-07
Signed: Tel	ephone:	508-509-5428
Owner Signature: Ow	ner Télepho	one:
(If not petitioner)		
(REFERENCE THE REVERSE SIDE OF THIS APPLICATION IN FILING YOUR PETITION.)	ATION FO	R FURTHER
WILL YOU HAVE A REPRESENTATIVE OTHER THA	N YOURS	ELF?
Yes No JONATHAN F (Name and Title)	PINIC ,	P.L.S.



#### The Commonwealth of Massachusetts

Permit # 07-87



Fee: \$40.00 (pd)

#### **TOWN OF LAKEVILLE**

346 BEDFORD STREET LAKEVILLE, MA 02347 PHONE: 508-946-8804 FAX:

NE: 508-946-8804 FAX: 508-946-8812

#### OCCUPANCY PERMIT

"No building nor structure shall be erected, and no land, building or structure shall be used for new, different, change, or enlarged use without a Building Permit therefore first having been obtained from the Building Inspector. No building shall be occupied until a certificate of occupancy has been issued by the Building Inspector."

Issued to: Louis Vermette

Address: 5 Ash Street (42-6-3)

Wiring Inspector:	John E. Beech	Inspection Date: May 8, 2008
Plumbing Inspector:	Jay Catalano	Inspection Date: May 19, 2008
Fire Department:	Lt. William Purcell	Inspection Date: June 4, 2008
Building Inspector:	Paul Bourgeois	Inspection Date: June 19, 2008
Gas Inspector:	Frederick Parmenter	Inspection Date: N/A

THIS PERMIT WILL NOT BE VALID, AND THE BUILDING SHALL NOT BE OCCUPIED UNITL SIGNED BY THE BUILDING INSPECTOR UPON SATISFACTORY COMPLIANCE WITH TOWN REQUIREMENTS.

Robert lafrate, Building Commissioner

June 20, 2008

Building Permit # 07-273

Received & Recorded
PLYMOUTH COUNTY
REGISTRY OF DEEDS
19 MAY 2008 02:03PM
JOHN R.BUCKLEY, JR.
REGISTER
Bk 35981 Pg 105-106



#### DEED

I, EMANUEL MACHADO, of Medford, Middlesex County, Massachusetts for consideration paid of Fifty Thousand (\$50,000.00) Dollars grant to LOUIS R. VERMETTE as Trustee of L. & A. REALTY TRUST under Certificate of Trust dated May 16, 2008 and recorded herewith with an address of P. O. Box 850, Lakeville, Plymouth County, Massachusetts with QUITCLAIM COVENANTS the land in Lakeville, Plymouth County, Massachusetts, being shown as Lot #740 on "Plan of Indian Rock Shores, New England Acres, Inc. Prop, Long Pond of Lakeville, Mass., with additions and alterations to September, 1954 Benj. R. Evans, Surveyor" and filed as Plan #639 of 1954 with the Plymouth County Registry of Deeds, and being bounded and described as follows:

NORTHERLY EASTERIV by Holly Street, 50 feet;

EASTERLY

by Lot 741, 100 feet;

SOUTHERLY WESTERLY

by Lot 748, 50 feet; and by Lot 739, 100 feet; and all according to said plan.

ALSO the land in Lakeville, Plymouth County, Massachusetts, being shown as Lot #739 on "Plan of Indian Rock Shores New England Acres, Inc., Prop, Long Pond of Lakeville, Mass., which additions and alterations to May 16, 1955, Benj. R. Evans Surveyor Scale 1"=100" recorded filed as Plan #290 of 1955 with the Plymouth County Registry of Deeds, and bounded and described as follows:

NORTHWESTERLY

50' by Holly Street;

NORTHEASTERLY

100' by Lot No. 740;

SOUTHEASTERLY

50' by Lot No. 747;

SOUTHWESTERLY

100' by Lot No. 738; and all according to said plan.

Being the same premises described in deed from Ruth A. Oberlander to Emanuel Machado dated November 29, 2006 and recorded in the Plymouth County Registry of Deeds at Book 33786, Pages 125-126.

Property Address: 8 Hollis Avenue, Lakeville, MA 02347

Return to: Louis R. Vermette, Trustee P. O. Box 850 Lakeville, MA 02347 WITNESS my hand and seal this 16<sup>th</sup> day of May, 2008.

Emanuel Machado

#### COMMONWEALTH OF MASSACHUSETTS

Plymouth, ss.

May 16, 2008

On this 16<sup>th</sup> day of May, 2008 before me, the undersigned notary public, personally appeared Emanuel Machado, proved to me through satisfactory evidence of identification which was a Massachusetts driver's license, to be the person whose name is signed on the above document, and acknowledged to me that he signed it voluntarily for its stated purpose.

John D. Ryder, Motary Public

My commission expires:

November 16, 2012



## Town of Lakeville

Board of Health 346 Bedford Street Lakeville, Mass. 02347

January 15, 2008

Mr. Louis Vermette P. O. Box 850 Lakeville, MA 02347

Re: 5 Ash Street, Lakeville, MA (042-006-003&005)

Dear Mr. Vermette:

At the Board of Health meeting held on January 7, 2009, Jonathan J. Pink, RLS of Azor Land Sciences, Inc. and you met with the Board relative to the above noted property. Present also were Sharon and Frederick A. Dewhurst, Jr. (abutters) of 10 Hollis Avenue (042-006-004) with some questions and concerns about the distances to their well.

Pink noted in a letter dated November 19, 2008 that you were requesting the following Title V Local Upgrade Approval Variances for this particular system:

#### <u>Title V - Local Upgrade Approval Variances Requested</u>

- 1. Reduction of the setback of a private well to a soil absorption system from 100' to the following distances per 310 CMR 15.405(1)(g).
  - -90' (Locus Well)
  - -68' (042-006-004) Dewhurst
  - -60' (042-006-006) Carter

Previously, Mr. Vermette razed his cottage on 5 Ash Street and rebuilt a new (3) three-bedroom dwelling there in addition to installing a new well and tight tank there. Presently, Mr. Vermette has purchased the abutting property at 8 Hollis Street. He is proposing to combine the parcels, raze the existing dwelling there, build a new garage there, and install a pump chamber and conventional leach field off of the existing tight tank; which is being converted to a septic tank.

After discussion with the concerned abutters (Dewhurst), Board members voted to approve the proposed plan and the three requested variances; subject to the well

(Dewhurst) at 10 Hollis Street being tested (at the expense of Mr. Vermette), and a copy of the results being submitted to the Board of Health Office for approval.

Presently there is a "seasonal" deed restriction associated with this property, along with a required Operation & Maintenance Contract for the tight tank. I would assume that now that Mr. Vermette has acquired acreage more than 20,000 square feet, he will be going to the Zoning Board of Appeals for a year-round conversion, at which time the Lakeville Board of Health could vote to remove the seasonal deed restriction and required Operation & Maintenance Contract for the tight tank.

One issue that wasn't brought up at this meeting was that the soils on 5 Ash Street (approximately 20' from the proposed SAS) were previously documented to be a worse soil class and high groundwater was found higher. It might be prudent to perform additional witnessed soil testing before permits are released, since Title V technically requires the most conservative high groundwater and soil class be utilized, and if found at Open Hole Inspection, would cause a Cease & Desist until the system could be redesigned larger and higher.

\*\*Please Note: All Divergences and Variances (failures to meet state/or local regulations and setbacks) disallow any further expansion of use or increase in flow with this particular system.

\*\*Please Note: This particular septic system plan/permit approval must be installed and completed (allowing the Certificate of Compliance to be issued within one year) within one year of the Agent's or Board's approval. (See Enclosure)

If you should have any further questions feel free to contact this office.

LP/nmt

Enc. 2

cc: Azor Land Sciences, Inc.

cc: Mr. & Mrs. Frederick Dewhurst, Jr.

cc: Building Dept.

cc: Conservation Commission

cc: Board of Selectmen

cc: Board of Appeals

Sincerely yours,
For the Board of Health

Lawrence Perry,

Board of Health Agent



## Town of Lakeville Lakeville Town Office Building 346 Bedford Street Lakeville, Mass. 02347

OFFICE OF CONSERVATION COMMISSION

ACMARIAN COMMISSION	DATE: 11-19-2008
The following information must be con Board of Health.	mpleted before any permits will be issued by the
Well	NewRepair NewX Repair
Louis Vormette Name of Applicant/Owner	
S PSh Street Address of Location of Permit Use	42-6-3+5 Assessors Map Location
THIS SECTION TO BE COM	IPLETED BY THE CONSERVATION
Is the proposed activity: Within 100' of wetlands or open water? Within 200' of a Perennial Stream? Within a NHESP Mapped Priority or Es Within a Floodplain?	EGEIVED
(Request for determination of Applicability) (Abbreviated Notice of Resource Area Delin (Notice of Intent) (Need to file with Natural Herliwge Endo	neation) RDA ANRAD NOI
Comments;	ED DUE TO Plax, M, 77 JO
Signed:	Conservation Commissioner



Board of Health 508-946-3473 Fax 508-946-3971 Town of Lakeville Board of Health 346 Bedford Street Lakeville, MA 02347

## PLAN/PERMIT APPROVAL DEADLINE POLICY

Existing properties with plan/application permit approvals for repairs and/or upgrades must be completed (allowing COC to be issued within one year) within one year of the Agent's or Board's approval. After the deadline, if the COC has not been issued, the applicant may be required to submit a whole new package (including fees and revised plans), the intent being that the plan and existing conditions have to be or noted on revised proposed plans, to be re-reviewed as necessary by the Health Agent and/or the Board.

New construction (vacant lot) approved septic plans and permits are good for 3 years (everything complete to allow COC to be issued within the 3 years) although the wells must go in within 1 year.

Revised October 22, 2008 (policy originally voted on at BOH public meeting on November 12, 2003)

29275
Received & Recorded
PLYMOUTH COUNTY
REGISTRY OF DEEDS
08 APR 2009 09:43AM
JOHN R.BUCKLEY, JR.
REGISTER
Bk 37038 Pg 305-306

#### DEED

LOUIS R. VERMETTE, Trustee of L. & A. REALTY TRUST, pursuant to Trust Certificate dated May 16, 2008 and recorded in the Plymouth County Registry of Deeds in Book 35981, Page 103 with an address of P. O. Box 850, Lakeville, Plymouth County, Massachusetts for consideration paid of One (\$1.00) Dollar grant to LOUIS R. VERMETTE, Trustee of L. & A. REALTY TRUST, pursuant to Trust Certificate dated May 16, 2008 and recorded in the Plymouth County Registry of Deeds in Book 35981, Page 103 with an address of P. O. Box 850, Lakeville, Plymouth County, Massachusetts with QUITCLAIM COVENANTS the land together with the buildings and improvements thereon in Lakeville, Plymouth County, Massachusetts and being Lot 739, Lot 740, Lot 747 and Lot 748 as shown on plan entitled "Plan of Indian Rock Shores New England Acres, Inc., Prop, Long Pond of Lakeville, Mass., which additions and alterations to May 16, 1955, Benj. R. Evans Surveyor Scale 1"=100" recorded filed as Plan #290 of 1955 with the Plymouth County Registry of Deeds, and all together bounded and described as follows:

Southerly	Ninety-seven and 88/100 (97.88) feet by Ash Street;
Westerly	Two Hundred Nine and 51/100 (209.51) feet by Lot 746 and Lot 738;
Northerly	One Hundred (100) feet by Holly Street; and
Easterly	One Hundred and 00/100 (100.00) feet by Lot 741;
Northerly	Thirty-one and 61/100 (31.61) feet by Lot 741;
Easterly	Ninety-nine and 03/100 (99.03) feet by Walnut Street, all according to said plan.

Meaning and intending to convey and combine Lots 739, 740, 747 and 748 into one lot, which lots were conveyed by separate deeds as hereinafter referenced.

Property Address: 5 Ash Street, Lakeville, MA 02347

Return to: Louis R. Vermette, Trustee P. O. Box 850 Lakeville, MA 02347 The above premises are conveyed subject to and with the benefit of easements of record and subject to restrictions as set forth in deed of New England Acres, Inc. to John J. Fuoroli dated April 5, 1955 and recorded with Plymouth County Deeds, Book 2410, Page 328.

The above described premises are conveyed together with benefit of and subject to all rights, rights of way, restrictions, easements and reservations of record if the same are in force and applicable.

Together with the right to use the streets, private ways and beaches shown on said plan and/or all plans of Indian Rock Shores, Dean Shores and Buena Vista Shores for all purposes for which ways and beaches are customarily used in the Town of Lakeville, Massachusetts. Said streets, private rights of way and beaches to be used in common with all others having rights thereto.

For title to Lots 739 and 740, see deed from Emanuel Machado to Louis R. Vermette as Trustee of L. & A. Realty Trust dated May 16, 2008 and recorded in the Plymouth County Registry of Deeds at Book 35981, Pages 105-106.

For title to Lots 747 and 748, see deed from Louis R. Vermette, Trustee of Loudom Realty Trust to Louis R. Vermette, Trustee of L. & A. Realty Trust dated September 11, 2008 and recorded in the Plymouth County Registry of Deeds at Book 36374, Pages 186-187.

For my authority, see Trustee's Certificate dated April 7, 2009 and recorded herewith.

WITNESS my hand and seal this 7th day of April, 2009.

Louis R. Vermette, Trustee of L. & A. Realty Trust

COMMONWEALTH OF MASSACHUSETTS

Plymouth, ss.

April 7, 2009

On this 7<sup>th</sup> day of April, 2009, before me, the undersigned notary public, personally appeared Louis R. Vermette, Trustee as aforesaid, proved to me through satisfactory evidence of identification which was a Massachusetts driver's license, to be the person whose name is signed on the above document, and acknowledged to me that he signed it voluntarily for its stated purpose.

John D. Ryder, Notary Public

My commission expires:

November 16, 2012

29276
Received & Recorded
PLYMOUTH COUNTY
REGISTRY OF DEEDS
08 APR 2009 09:43AM
JOHN R.BUCKLEY, JR.
REGISTER
Bk 37038 Pg 307-308

### TRUSTEE'S CERTIFICATE

### L. & A. REALTY TRUST

The undersigned, Louis R. Vermette, Trustee of L. & A. Realty Trust, pursuant to Trust Certificate dated May 16, 2008 and recorded in the Plymouth County Registry of Deeds in Book 35981, Page, do hereby certify that:

1. I am presently the duly qualified and acting Trustees of the Trust.

- 2. I am the same Louis R. Vermette named as the Trustee in the said Declaration of Trust.
- 3. There have been no changes in said Trust

4. Said Trust has not been altered or amended.

5. Said Trust has not been revoked and is still in force and effect.

6. I have been directed by all of the beneficiaries of said Trust to deliver this Certificate to the attorney for recording in the Plymouth County Registry of Deeds.

7. I have been specifically directed by all of the beneficiaries of the Trust to sign a deed conveying the trust property situated at 5 Ash Street, Lakeville, Massachusetts and 8 Hollis Avenue, Lakeville, Massachusetts to L. & A. Realty Trust to combine said lots into one lot for the sum of One (\$1.00) Dollar.

EXECUTED as a sealed instrument this 7th day of April, 2009.

Louis K. Vermette, Trustee

Return to: Louis R. Vermette P. O. Box 850 Lakeville, MA 02347

### COMMONWEALTH OF MASSACHUSETTS

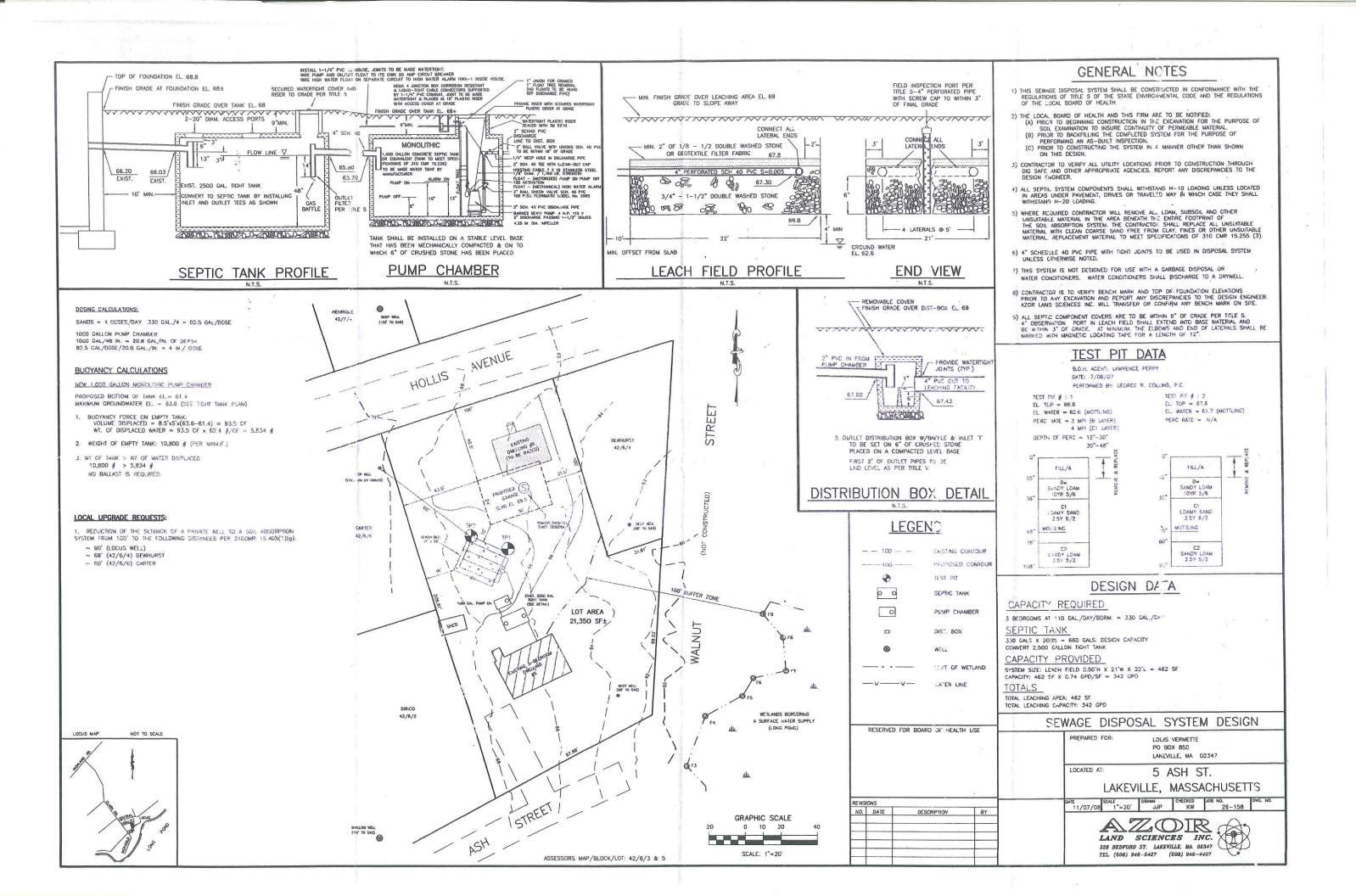
Plymouth, ss.

April 7, 2009

On this 7<sup>th</sup> day of April, 2009, before me, the undersigned notary public, personally appeared Louis R. Vermette, Trustee as aforesaid proved to me through satisfactory evidence of identification which was a Massachusetts driver's license, to be the person whose name is signed on the above document, and acknowledged to me that he signed it voluntarily for its stated purpose.

John D. Ryder, Notary Public My commission expires:

November 16, 2012





### **BOARD OF HEALTH**

(508) 946-3473 (508) 946-8805 FAX: (508) 946-3971

### Town of Lakeville

Board of Health 346 Bedford Street Lakeville, Mass. 02347

February 1, 2010

Mr. Louis Vermette P. O. Box 850 Lakeville, MA 02347

Re: 5 Ash Street, Lakeville, MA (042-006-003 & 005)

Dear Mr. Vermette:

At the December 9, 2009 meeting of the Lakeville Board of Health, Jonathan J. Pink, PLS of Azor Land Sciences, Inc. met with the Board on your behalf relative to the above noted property requesting the following (after-the-fact) variance for the Local Upgrade to the septic system:

### **Local Upgrade Approval Request**

1. Reduction of the setback of a private well to a soil absorption system from 100' to the 65' ((042-006-004) Dewhurst) per 310CMR 15.405(1)(g).

A local upgrade approval was originally granted (January 7, 2009) by the Board for a distance of 68' to the Dewhurst well. Pink noted that the soil absorption system was enlarged, however, after the open hole inspection to accommodate inconsistent soils, thus slightly reducing the distance to the Dewhurst well. Chairman Garvey asked Pink if Dewhurst had been notified of this change, and Pink responded in the negative.

After further discussion, Board members voted to approve the (after-the-fact) variance; subject to receiving a letter from Mr. Dewhurst (abutter) stating that he had been notified of this change. A letter was received on January 25, 2010 from Frederick A. Dewhurst, Jr., 10 Hollis Street; (See Enclosure) stating that he had no issue with the lessened distance to his well.

If you should have any further questions feel free to contact this office.

Sincerely yours,

For the Board of Health

Lawrence Perry,

Board of Health Agent

LP/nmt Enc. 1

cc: Azor Land Sciences, Inc. cc: Frederick A. Dewhurst, Jr.

### Frederick A. Dewhurst, Jr. 10 Hollis Ave. Lakeville, MA 02347

January 20, 2010

Lakeville Board of Health 346 Bedford St. Lakeville, MA 02347

Dear Board of Health Members:

I, Frederick A. Dewhurst Jr., hereby state that I have been made aware by my neighbor, Louis Vermette and AZOR Land Sciences, that a field change to the soil absorption system installed on the Vermette property (5 Ash St.) resulted in the system being located 65' from my well. I understand this is 3' closer than the proposed distance of 68' shown on the septic system design plan approved by your Board. I further state that I have no issue with the lessened distance to my well.

Sincerely,

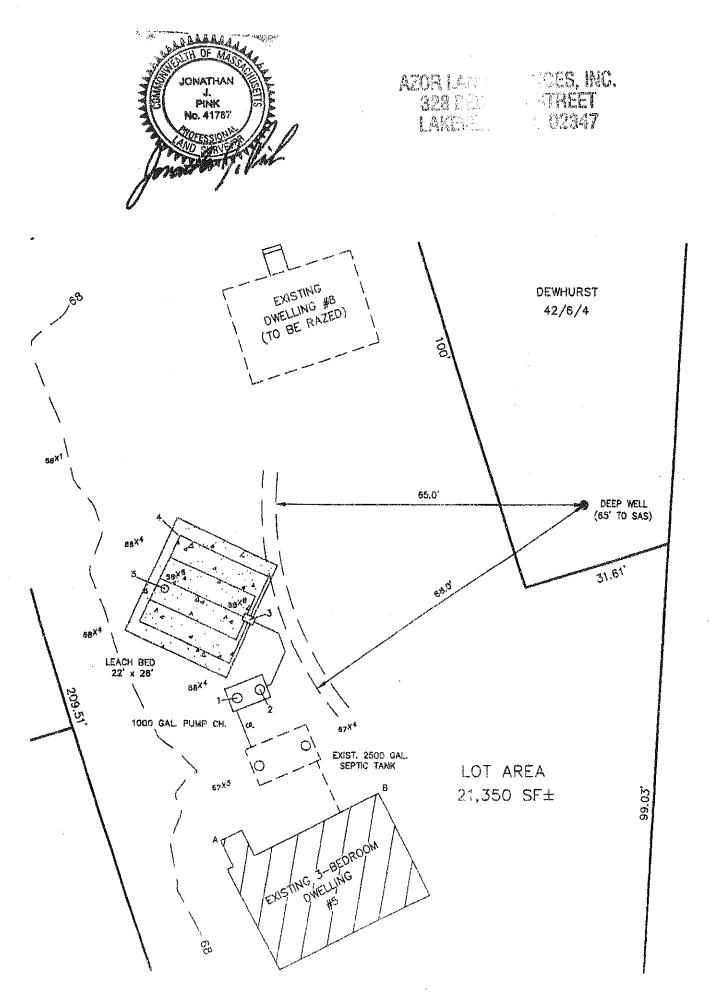
Frederick A. Dewhurst, Jr.

MLJEIVED

JAN 25 2010

**Board of Health** 

Jan Mars. Verne He



SEE SIGN OFF

Designer: \_\_

9-13-11

Date:

Board of Health, AK	$\frac{\text{eV}_{1}11\text{e}_{-}}{\text{MA}}$
APPLICATION FOR DISPOSAL S	YSTEM CONSTRUCTION PERMIT CONSTRUCTION PERMIT
Application for a Permit to Construct( ) Repair(X) Upgrade( Ab	andon() - Complete System Individual Components
Location 5 Ash Street	Owner's Name Louis Vermette
Map/Parcel# 42-6	Address P.O. Box 850, Lakeville
Lot# 3+5	Telephone# (508) 509 - 5428-
Installer's Name Hans among Ol Hayan	Designer's Name AZOR Land Sciences, Inc.
Address Constribution Corps, Rochetter Telephone# (2027) 2 25/1/2 And 22222	Address 328 Bedford St. Lakeville
Telephone# (508) 763-2546 MA 02770	Telephone# (508) 946-5427
Type of Building Single family dwelling	Lot Size 21, 350 sq. ft.
Owelling - No. of Bedrooms 3	Garbage grinder (NC)  No. of persons Showers (), Cafeteria ()
Other - Type of Building	No. of persons Showers ( ), Cafeteria ( )
Other Fixtures	335
Design Flow (min. required) 330 gpd Calculated de	esign flow 330 Design flow provided gpd
Plan: Date 11-7-2008 Number of sheets 1	Revision Date
Description of Soil(s) See Plan	Design #15MPI Scann 2/2009
Soil Evaluator Form No. Name of Soil Evalua	
+ 6400 120 000	- Carry Carring
DESCRIPTION OF REPAIRS OR ALTERATIONS 46.25F	-> 598 SF
	ELEVINIVAL PERMIS
	REQUIRED
The undersigned agrees to install the above described Individual Sewa urther agrees to not to place the system in operation until a Certifica	ge Disposal System In corrung it the froy jidys of JULI 5 and the of Compliance has been lissed by the Stars of Jeal 1.
Signed Lay Comparel Date	
rispections OHT LL 2-25-09 (NO GOD)	
A Remon Noller 2-2	26-09 XI C BOH 17/09
1-10-707	
I fonosh goode in it Del 2-1-10	
40. 2009-4	FEE 370 -
COMMONWEALTH C	OF MASSACHUSETTS
Board of Health, Luk	Ceville , MA.
·	F COMPLIANCE
,	
Description of Work: Individual Component(s) Complete South	
by: Dary amaral Melo Construct	
at 5 Ash St. Lakeville, 144 02347	
nas been installed in accordance with the provisions of 310 CMR 15. Application, No. 2009-4 , dated 1/7/09 Approved	00 (Title 5) and the approved design plans/as-built plans relating to Design Flow $330$ (gpd)
TIPI ON CO	· · · · · · · · · · · · · · · · · · ·

# COMMONWEALTH OF MASSACHUSETTS Board of Health, Lukevall MA. CERTIFICATE OF COMPLIANCE

e of this permit shall not be construe	Designer: SEE SIGN OFF Inspector: Jane Date: 4-19-11	application No. 2009 , dated 11101 . Appropriation	has been installed in accordance with the provisions of 310 CMR 15.00 (Title 5) and the approved design plans/as-umit plans (1.717)	at 5 Asho St. Likeville, MA 62347	by: Yand amphal / These Construction are	The undersigned hereby certify that the Sewage Disposal System: Constructed ( ), Repaired ( ). Upgraded ( ), Abandoned ( )	Description of Work:  Individual Component(s)  I Complete System
	19-11	<b>1</b>	men plans crawny	uilt plans relatin		(doned ( )	

Petition to be filed with Town Clerk

### TOWN OF LAKEVILLE MASSACHUSETTS

### EXHIBIT "A" DEC 16 2020

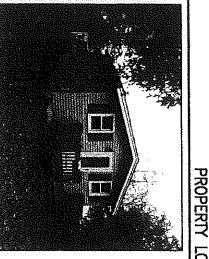
### ZONING BOARD OF APPEALS PETITION FOR HEARING

BOARD OF APPEALS

DVARD OF APPEAL
Name of Petitioner: CHRISTOPHER S. CHAPIN
Mailing Address: 3 PILGRIM ROAD, LAKEVILLE OC34
Name of Property Owner: NYNBYON (NC.
Location of Property: 41 CLARK ROAD, WAICE VILLE
Property is located in a residential business industrial (zone)
Registry of Deeds: Book No. 53854 Page No. 170
Map 000 42 Block 000 6 Lot 00 9
Petitioner is:ownertenantlicenseeprospective purchaser
Nature of Relief Sought:
Special Permit under Section (s) 4.1.3 of the Zoning Bylaws
Variance from Section (s) of the Zoning Bylaws.
Appeal from Decision of the Building Inspector/Zoning Enforcement Officer
Date of Denial
Brief to the Board: (See instructions on reverse side – use additional paper if necessary.)
- ADDITION OF SF BY CLOSING IN GRISTIME
POCK INTO FAMILY 1200M
THEREBY REQUEST A HEARING BEFORE THE ZONING BOARD OF APPEALS WITH REFERENCE TO THE ABOVE PETITION OR APPEAL. ALL OF THE INFORMATION ON THIS PETITION, TO THE BEST OF MY KNOWLEDGE, IS COMPLETE AND ACCURATE AND CONFORMS TO THE REQUIREMENTS ON THE BACK OF THIS PETITION FORM.
Petitioner: CHAPIN Date: 12/15/20
Signed: Telephone: 508/728-2496  Owner Signature: Charles Signature: Signatur
(If not petitioner)
(REFERENCE THE REVERSE SIDE OF THIS APPLICATION FOR FURTHER INSTRUCTIONS IN FILING YOUR PETITION.)
WILL YOU HAVE A REPRESENTATIVE OTHER THAN YOURSELF?
YesNo
(Name and Title)

## NORTGAGE INSPECTION PLAN

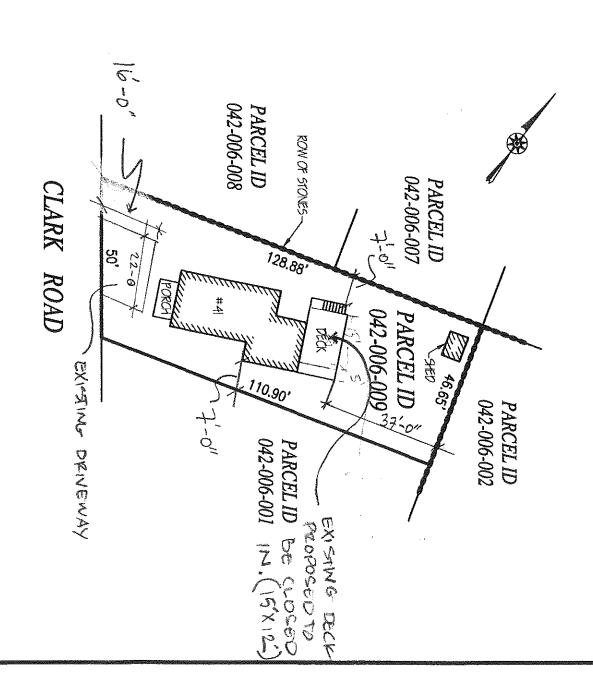
LOCATION: 41 CLARK ROAD LAKEVILLE, S





- 21 VENTURA DRIVE
  DARTMOUTH, MA 02747
  P.508.717.3479
  \* ENGINEERING
  \* SITEWORK

- LAND SURVEYINGDEVELOPMENT
- NOTE: THIS PLAN IS NOT TO BE USED FOR PERMITTING PURPOSES.

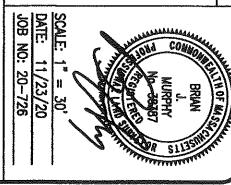


EXISTING ROW OF STONES APPEAR TO BE CLOSE TO PROPERTY LINE. AN ACCURATE INSTRUMENT SURVEY WOULD BE REQUIRED TO VERIFY THE LOCATION RELATIVE TO POTENTIAL ENCROACHMENT.

REF: DEED BOOK 7979 PAGE 297 (PLAN BOOK 10 PAGE 413)

I certify to Ramondetta and Negrich, P.C., that there are no visible encroachments except as shown and that this Plan was prepared under my immediate supervision. 9

FLOOD DETERMINATION:
By graphic plotting only the dwelling shown hereon DOES NOT fall within a special flood hazard zone as delineated on the Flood Insurance Rate Map 25023C0429K, effective date:
July 16, 2015
ZONING DETERMINATION:
The location of the dwelling shown hereon was in compliance with local applicable zoning by—laws in effect when constructed, with respect to horizontal dimensional requirements only or is exempt from violation enforcement action under Massachusetts General Law Title VII Chapter 40A, Section 7.



It plan are approximate only. An actual survey is necessary for a precise determination across property lines. This plan must NOT be used for recording purposes or for use building plan purposes. This plan must NOT be used for locating property lines. Verificating plan purposes. This plan must NOT be used for locating property lines. Verificating property lines, verificating plan on only be accomplished by an accurate instrument survey which may reflect that this is "NOT A BOUNDARY SURVEY" and is "FOR MORTIGAGE PURPOSES ONLY".

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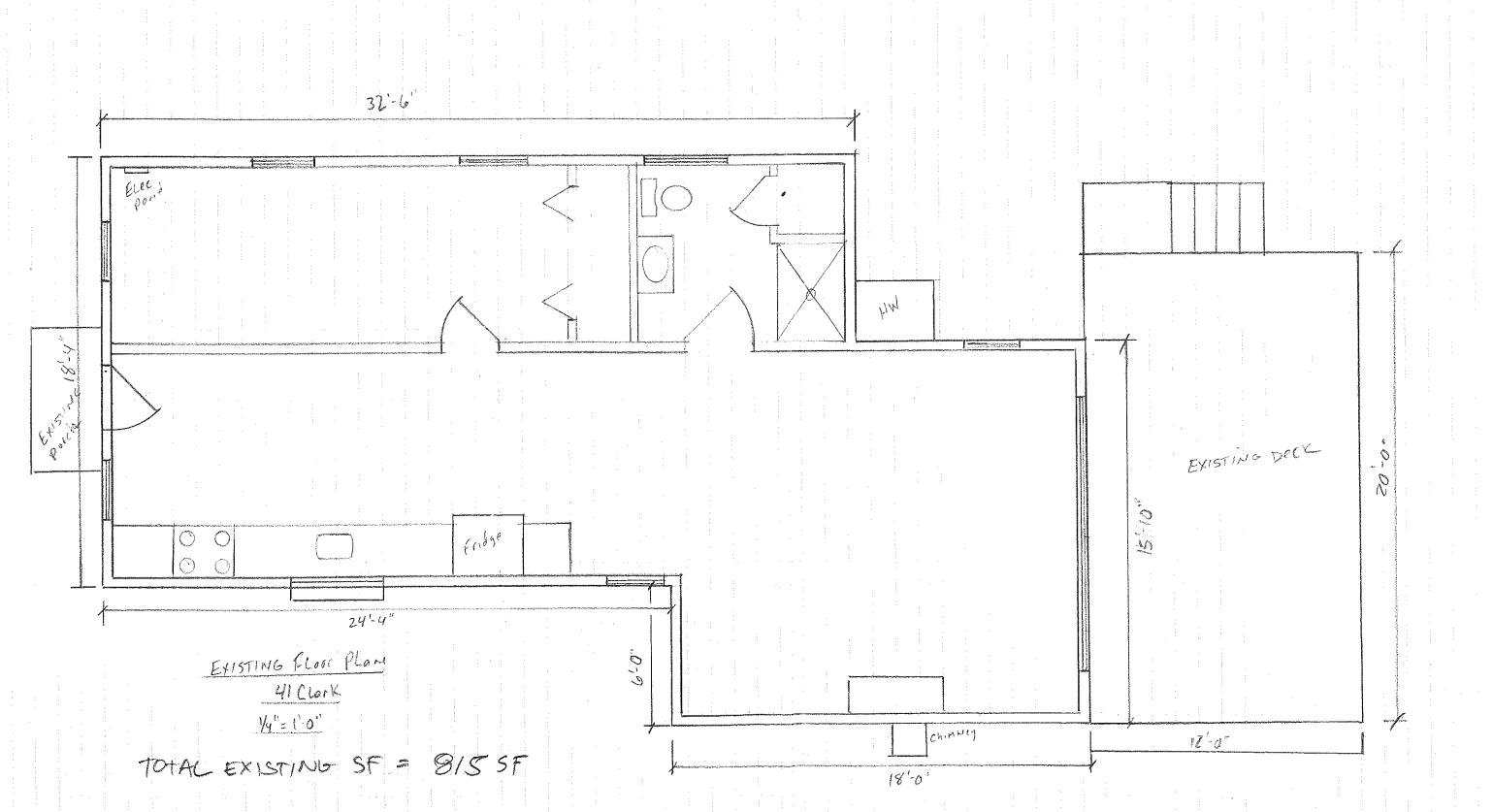
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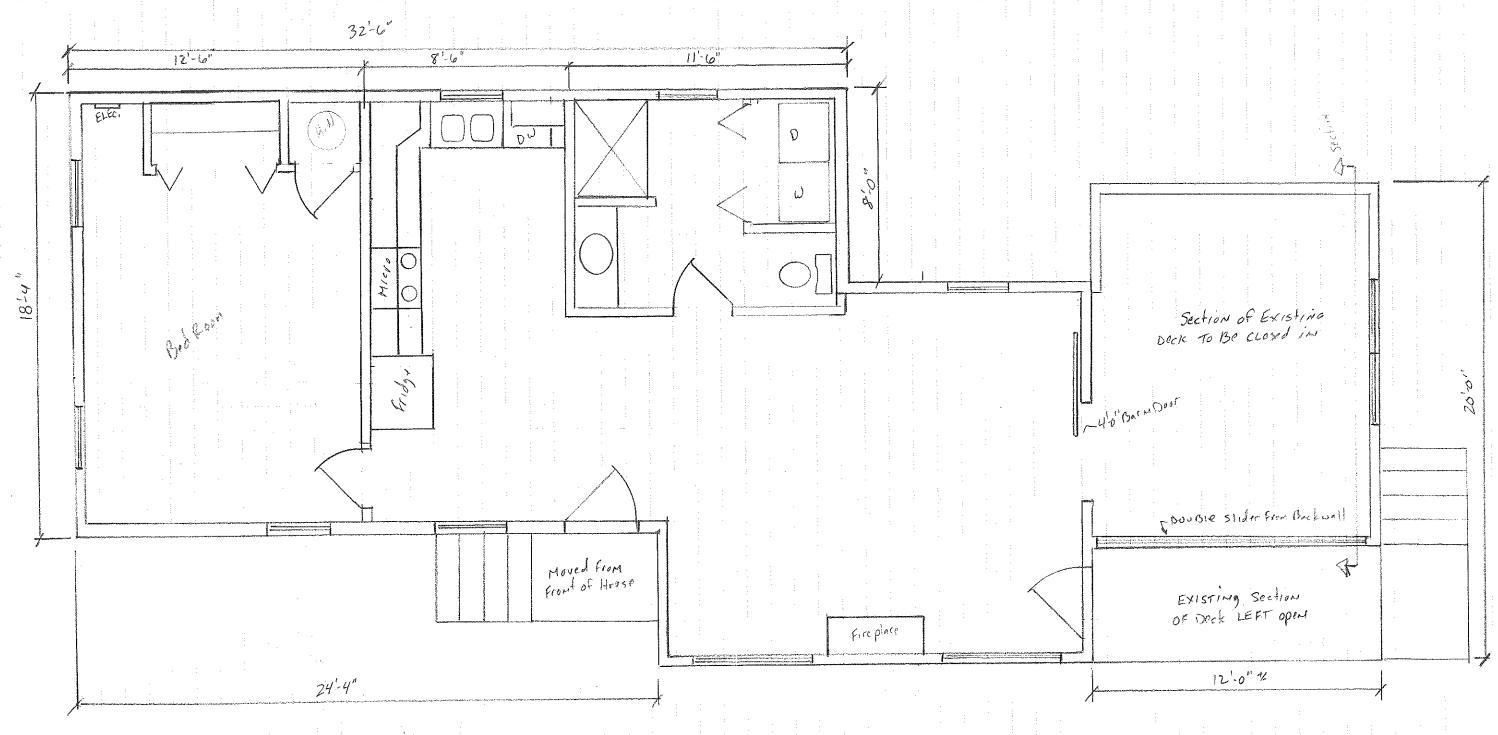
3215

NAME OF THE PERSON OF THE PERS

20 SO

TOTAL TOTAL 5 5 つの方があるか ついまでいるの INO / OUT ٤ えのひとのろ **グロロードの2** 17.4% 14.2%





Proposed New Clour Plan

TOTAL PROPOSED SF- 1,055 SF

Petition to be filed with Town Clerk

### TOWN OF LAKEVILLE MASSACHUSETTS

### EXHIBIT "A" BOARD OF APPEALS

### ZONING BOARD OF APPEALS PETITION FOR HEARING

Name of Petitioner: Mailing Address: CHRISTOPHEN Name of Property Owner: [=RIM ROAD, CAR Location of Property: business industrial (zone) residential Property is located in a Registry of Deeds: Book No. Page No. \_\_\_ owner tenant licensee prospective purchaser Petitioner is: Nature of Relief Sought: of the Zoning Bylaws of the Zoning Bylaws. Variance from Section (s) Appeal from Decision of the Building Inspector/Zoning Enforcement Officer Date of Denial Brief to the Board: (See instructions on reverse side - use additional paper if necessary.) HRTBNS10N BEDROOM I HEREBY REOUEST A HEARING BEFORE THE ZONING BOARD OF APPEALS WITH REFERENCE TO THE ABOVE PETITION OR APPEAL. ALL OF THE INFORMATION ON THIS PETITION, TO THE BEST OF MY KNOWLEDGE, IS COMPLETE AND ACCURATE AND CONFORMS TO THE REQUIREMENTS ON THE BACK OF THIS PETITION FORM. Petitioner: Telephone: 50% Signed:

Owner Signature: (If not petitioner)

Owner Telephone:

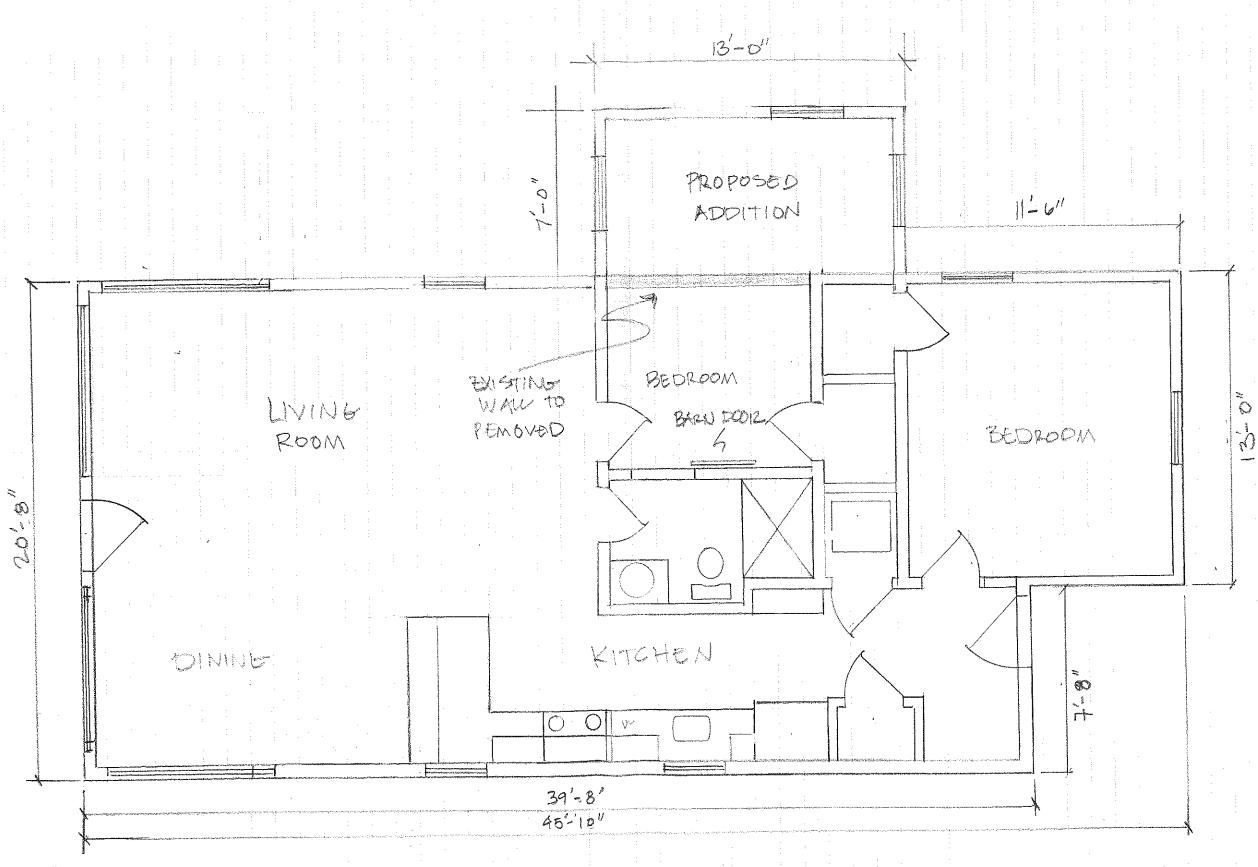
(REFERENCE THE REVERSE SIDE OF THIS APPLICATION FOR FURTHER INSTRUCTIONS IN FILING YOUR PETITION.)

WILL YOU HAVE A REPRESENTATIVE OTHER THAN YOURSELF?

SCOTT BOMDON/CUMPARTOR

EX. EDGE OF PAVEMENT

ROAD



SCALE! 1/4": 1/-0"



OFFICE OF SELECTMEN TELEPHONE 508-946-8803 FAX 508-946-0112

### Town of Lakeville

Town Office Building

346 Bedford Street

Cakeville, Massachusetts 02347

TO:

Department Heads

Chairmen of Boards, Commissions

and Committees

FROM:

Richard LaCamera, Chairman

Board of Selectmen

DATE:

January 7, 2021

SUBJECT:

Annual Town Meeting

In accordance with the Town's by-laws, please submit any articles for the Annual Town Meeting warrant by Monday, March 8, 2021 at 4:00 PM.

If you have any questions, please do not hesitate to contact our office.