



BOARD OF APPEAL

RICHARD O. ALDRICH
DANA T. LOWELL
F. LESTER FRASER

KATHARINE E. TOY, CLERK
TELEPHONE
235-1664

Petition of Microwave Development Laboratories, Inc.

Pursuant to due notice the Board of Appeal held a public hearing in the hearing room on the second floor of the Town Hall at 8:05 p.m. on December 4, 1969, on the petition of Microwave Development Laboratories, Inc. for permission to continue to use floor space exceeding 1500 square feet for light manufacturing in the building owned by Babson Institute at 92 Broad Street, as provided under Section XI-12 and XXIV-E of the Zoning By-law.

Henry J. Riblet, President of the firm, represented the petitioner at the hearing.

On November 14, 1969, the petitioner filed its request for a hearing before this Board and thereafter due notice of the hearing was given by mailing and publication.

Statement of Facts

The building involved is located within a Business District where manufacturing is prohibited except for light manufacturing of products the major portion of which is to be sold at retail on the premises by the manufacturer to the consumer and where the total floor space used for such light manufacturing does not exceed an area of 1500 square feet. As the products of this business are not sold at retail on the premises to the consumer and the space used for light manufacturing exceeds 1500 square feet, the continued use is prohibited unless this Board grants a permit pursuant to the terms of Section XXIV of the Zoning By-law.

It was stated at the hearing that the petitioner seeks permission to continue to use the floor space involved in the same manner as it has been for the past several years. The work is essentially the same as a year ago when this Board granted a permit for the continued operations of an electronic test laboratory.

Decision

The Board is of the opinion that the research being carried on is similar to light manufacturing authorized by paragraph 10 of Section XI of the Zoning By-law and that owing to the location of the subject building, a permit for the use requested may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of the Zoning By-law. It is the further finding of this Board that the continued non-conforming use of the building will not substantially reduce the value of any property within the district, and will not otherwise be injurious, obnoxious, or offensive to the neighborhood.

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The Board, therefore, grants a permit pursuant to Section XXIV-E of the Zoning By-law authorizing the use of the premises involved for the specific uses requested in the petitioner's original application on file upon the condition that all work shall be performed within the space shown on the plan submitted and on file with this Board and said permit shall expire one year from this date.

Richard O. Aldrich
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Dana T. Howell
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F. Lester Fraser
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Filed with Town Clerk 1/16/70

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