TOWN OF WELLESLEY MASSACHUSETTS

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ZONING BOARD OF APPEALS

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ZBA 98-9
Petition of BankBoston
185 Linden Street

Pursuant to due notice, the Special Permit Granting Authority held a Public Hearing on Thursday, January 29, 1998 at 8 p.m. in the Great Hall at the Town Hall, 525 Washington Street, Wellesley, on the petition of BANKBOSTON requesting renewal of a Special Permit pursuant to the provisions of Section XXIIA and Section XXV of the Zoning Bylaw to continue to internally illuminate its 5.25 square foot sign on the canopy of its ATM facility at 185 LINDEN STREET, in a Business District.

On January 12, 1998, the petitioner filed a request for a hearing before this Authority, and thereafter, due notice of the hearing was given by mailing and publication.

Presenting the case at the hearing was Jacqueline Schrank of Sign Systems, who represented BankBoston. Ms. Schrank said that the bank is requesting permission to renew the Special Permit.

The Executive Secretary stated that there is a question about the bank's sign on the front facade of the premises being internally illuminated without a permit. Ms. Schrank said that she was not aware of the problem, but would inform the bank. The Board requested that the bank be more co-operative with the town in regard to its signage.

No other person present had any comment on the petition.

Statement of Facts

The subject premises are located at 185 Linden Street, in a Business District, at the western end of a store block. The premises are owned by F.Diehl & Sons, and leased to the petitioner.

The petitioner is requesting renewal of the Special Permit to continue to allow the 5.25 square foot sign, located on the canopy above the ATM drive-through facility to continue to be internally illuminated.

On January 20, 1998, the Planning Board reviewed the petition and had no objection to renewal of the request on the same terms and conditions as are currently in effect.

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Decision

This Authority has made a careful study of the application submitted and the information presented at the hearing. It is the opinion of this Authority that the internal illumination of the ATM sign is in harmony with the intent and purpose of Section XXIIA of the Zoning Bylaw.

Therefore, a Special Permit is granted to continue to internally illuminate the existing ATM sign at the bank premises at 185 Linden Street, as voted unanimously by this Authority, subject to the following conditions:

1. The hours of internal illumination of the sign on the ATM facility canopy shall be limited to the hours of operation of the BankBoston facility; namely:

Monday through Friday	8:30 a.m. to 4:30 p.m.
Saturday	9:00 a.m. to 12 noon

2. Said sign shall not be internally illuminated from 12:01 p.m. on Saturday to the following Monday at 8:30 a.m. Any violation of the aforesaid hours in conditions 1 and 2 shall be grounds for immediate revocation of this Special Permit.

3. This Special Permit shall expire two years from the date of this decision.

APPEALS FROM THIS DECISION, IF ANY, SHALL BE MADE PURSUANT TO GENERAL LAWS, CHAPTER 40A, SECTION 17, AND SHALL BE FILED WITHIN 20 DAYS AFTER THE DATE OF FILING OF THIS DECISION IN THE OFFICE OF THE TOWN CLERK.

John A. Donovan, Jr., Chairman

Kendall P. Bates

William E. Polletta

cc: Planning Board
Inspector of Buildings

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