

13

RECEIVED

RECEIVED

#315-22

2022 JUN 23 PM 2:06

2022 JUL 19 AM 10:55

1210-1230 Washington Street ✓

CITY CLERK  
NEWTON, MA. 02459

CITY CLERK  
CITY OF NEWTON  
NEWTON, MA. 02459

46748-5TO

IN CITY COUNCIL

June 21, 2022




2022 00109088

Bk: 80446 Pg: 107 Doc: DECIS  
Page: 1 of 3 07/18/2022 11:50 AM

ORDERED:

That the City Council, finding that the public convenience and welfare will be substantially served by its action, that the use of the site will be in harmony with the conditions, safeguards and limitations set forth in the Zoning Ordinance, and that said action will be without substantial detriment to the public good, and without substantially derogating from the intent or purpose of the Zoning Ordinance, grants approval of the following SPECIAL PERMIT/SITE PLAN APPROVAL to grant exceptions to the number, type, location and size of signs, as recommended by the Land Use Committee for the reasons given by the Committee, through its Chairman, Councilor Richard Lipof:

1. The exceptions to the number, size, location, and type of signs are in the public interest because:
  - a. The approved signs will enhance pedestrian wayfinding given the subject properties front three different public ways, contain pedestrian corridors, create a sense of place within the site and have multiple access points for vehicles and pedestrians.
  - b. The approved signs are consistent with the unique identity of these commercial properties and will help brand and develop a sense of place, key components of the *2007 Comprehensive Plan*.  
(§5.2.3, §5.2.8, and §5.2.13)
2. The site is an appropriate location for the proposed sign package due to the site's commercial nature, multiple tenants, and its location on Washington Street. (§7.3.3.C.1)
3. The proposed sign package will not adversely affect the neighborhood as the signs are well placed within the site. (§7.3.3.C.2)
4. There will be no nuisance or serious hazard to vehicles or pedestrians as the signs provide clear wayfinding for both modes of transport. (§7.3.3.C.3)
5. Access to the site over streets is appropriate for the types and numbers of vehicles involved. (§7.3.3.C.4)

A True Copy  
Attest  
  
 City Clerk of Newton, Mass

PETITION NUMBER: #315-22

PETITIONER: DIV Washington LLC

LOCATION: 1210-1230 Washington Street, on land known as Section 31, Block 4, Lot 13, containing approximately 79,093 square feet of land

OWNER: DIV Washington LLC

ADDRESS OF OWNER: 125 High Street  
Boston, MA 02110

TO BE USED FOR: Signs

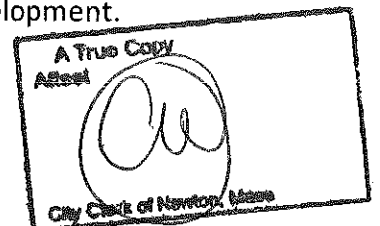
CONSTRUCTION: Signs

EXPLANATORY NOTES: Special permit pursuant to §5.2.13.A, §5.2.13.B, and §7.3.3 for exceptions to the number, type, location and size of signs

ZONING: Business Use 1

Approved subject to the following conditions:

1. All Special Permit approved signs shall be located and constructed consistent with the following plans: "Newton Support Center", prepared by Mandeville Signs, dated 4/8/2021 and 8/5/2021, consisting of 16 sheets.
2. All signs shall be designed and installed to comply with applicable building codes.
3. No building/sign permit shall be issued pursuant to this Special Permit/Site Plan Approval until the petitioners have:
  - a. Recorded a certified copy of this order for the approved Special Permit/Site plan with the Registry of Deeds for the Southern District of Middlesex County.
  - b. Filed a copy of such recorded order with the City Clerk, the Department of Inspectional Services, and the Department of Planning and Development.




- c. Obtained a written statement from the Planning Department that confirms the building/sign permit plans are consistent with plans approved in Condition #1.
4. No Final Inspection for a sign covered by this special permit/site plan approval shall be issued until the petitioners have:
- a. Filed with the City Clerk, the Department of Inspectional Services, and the Department of Planning and Development statements by a licensed design professional that the signs have been installed to comply with applicable building codes.
  - b. Submitted to the Director of Planning and Development and Commissioner of Inspectional Services final as-built plans in paper and digital format signed and stamped by the sign installer.

Under Suspension of Rules  
Readings Waived and Approved  
23 yeas 0 nays 1 absent (Councilor Ryan)


The undersigned hereby certifies that the foregoing copy of the decision of the Newton City Council granting a SPECIAL PERMIT/SITE PLAN APPROVAL is a true accurate copy of said decision, the original of which having been filed with the City Clerk on June 23, 2022. The undersigned further certifies that all statutory requirements for the issuance of such SPECIAL PERMIT/SITE PLAN APPROVAL have been complied with and that all plans referred to in the decision have been filed with the City Clerk.

ATTEST:

  
(SGD) CAROL MOORE, City Clerk  
Clerk of the City Council

I, Carol Moore, as the Clerk of the City Council and keeper of its records and as the City Clerk and official keeper of the records of the CITY OF NEWTON, hereby certify that twenty days have elapsed since the filing of the foregoing decision of the Newton City Council in the Office of the City Clerk on June 23, 2022 and that NO APPEAL of said decision pursuant to G.L. c. 40A, §17 has been filed thereto.

ATTEST:

  
(SGD) CAROL MOORE, City Clerk  
Clerk of the City Council

