TO THE HONORABLE BOARD OF ALDERMEN, CITY OF NEWTON:

The undersigned hereby makes application for a permit to build or alter a structure and/or use a facility as described below in the proposed location in accordance with the provisions of Chapter 30 or any other sections of the City's current Ordinances.

PLEASE REFERENCE SECTION(S) OF THE ORDINANCES FROM WHICH RELIEFS ARE REQUESTED:

30-11(d)(9), 30-19(c)(3), 30-19(d)(13), 30-19(m)

PLEASE CHECK ALL REQUESTED APPROVALS THAT APPLY:
- ☐ Special Permit/Site Plan
- ☐ Site Plan Only
- ☐ Extension of Non-conforming Use(s) and/or Structure(s)

STREET ____ 335 Walnut St ____ WARD ____

SECTION(S) ___ 24 ___ BLOCK(S) ___ 009 ___ LOT(S) ___ 0020

APPROXIMATE SQUARE FOOTAGE (of property) ___ 15,855 square feet ___ ZONE ____

TO BE USED FOR: Restaurant increased seating.

[Stamp, right margin:] RECEIVED Newton City Clerk 2012 JUN 29 PM 2: 45 David A. Olson, CMC Newton, MA 02459

CONSTRUCTION: No construction.

EXPLANATORY REMARKS: 335 Walnut St has been a restaurant for many years. The existing seating capacity of 38 was for the take-out and occasional sit down for the customers of KFC. The dining area of the KFC was approximately half the size than that of the current Rox Diner. We are seeking the special permit to increase our seating. On many days during the week there is a long wait for seats and being restricted to 38 seats causes people to wait even longer. We have provided plans to show that 23 more seats will fit comfortably within Rox Diner to allow our waiting customers to be seated faster. Thank You.

The undersigned agree to comply with the requirements of the Zoning Ordinance and rules of the Land Use Committee of the Board of Aldermen in connection with this application.

PETITIONER (PRINT) Rox Diner - Paul Louderback, John Fortin - Owners

SIGNATURE _____ PHONE 617-501-3803 E-MAIL paulalouderback@yahoo.com

ADDRESS 335 Walnut St. Newton Ma 02460

ATTORNEY ___ N/A ___ PHONE _____ E-MAIL _____

ADDRESS _____

PROPERTY OWNER Norman Cubell, Trustee

OWNER'S ADDRESS 180 WINCHesTer ST, Brookline, mo 02446

SIGNATURE OF OWNER Norman Cubell Tr

DATE 6/29/2012.

[Stamp, bottom right:] PLANNING AND DEVELOPMENT DEPARTMENT ENDORSEMENT RECEIVED JUN 29 2012 CITY OF NEWTON PLANNING & DEVELOPMENT

OVER . . .

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