

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:

30-19 (c), (d)(13) & (m) waive 8 req. parkg stalls
12

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 300 Needham Street WARD 8

SECTION(S) 83 BLOCK(S) 30 LOT(S) 11

APPROXIMATE SQUARE FOOTAGE (of property) 205,211 ZONE MU-1
TO BE USED FOR:

Restaurant and seasonal patio with up to 100 interior seats and up to 20 exterior patio seats.

CONSTRUCTION: Masonry and Steel Building

EXPLANATORY REMARKS: On October 9, 2012 the Land Use Committee of the City of Newton Board of Aldermen unanimously approved the petition of Bertucci's Corp/The Nolan Brothers to amend the Special Permit/Site Plan approval #149-03 granted June 23, 2003 to allow restaurant use (120) seats in a mixed use 1 district and to waive the 25 parking stalls required for such use at 300 Needham Street, Ward 8. On October 15, 2012, the City of Newton Board of Aldermen unanimously approved the land use committee's approval of the petition of Bertucci's Corp/The Nolan Brothers to amend the Special Permit/Site Plan approval #149-03 granted on June 23, 2003 to allow restaurant use (120) seats in a Mixed Use 1 District and to waive the 25 parking stalls required for such use at 300 Needham Street, Ward 8.

Please note that all plans submitted and approved previously showed 100 interior seats and 20 exterior patio seats. The number of seats published for public review, however, only reflected the total number of interior seats. The second petition therefore officially document through all proper channels the final number of seats and related parking proposed.

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) Bertucci's Restaurant Corporation dba 2ovens; Christine Francis-Barta, RE & Construction Specialist

SIGNATURE *Christine Francis-Barta* PHONE 508-351-2564 E-MAIL cfrancis-barta@bertuccis.com

ADDRESS 155 Otis Street, Northborough, MA 01532

ATTORNEY Nicholas A. Iannuzzi, Jr. Esq. PHONE: (781) 239-8900 E-MAIL: niannuzzi@oarlawyers.com

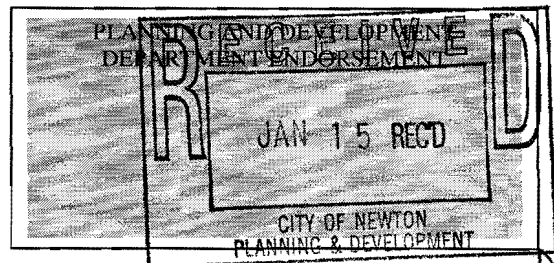
ADDRESS 160 Gould Street, Suite 320 Needham, Massachusetts 02494

PROPERTY OWNER 300 Needham Street, LLC Jesse Robbins, Construction Manager

OWNER'S ADDRESS Nolan Properties Group, LLC, 328 Barry Avenue South, Suite 300, Wayzata, MN 55391

SIGNATURE OF OWNER *Jesse Robbins*

DATE 1/15/13



RECEIVED
 City of Newton
 Planning & Development
 JAN 15 PM 3:55
 David A. O'Shea, CMG
 Newton, MA 02459