



New Bedford, Massachusetts Motor Vehicle Special Permit APPLICATION

The undersigned petitions the City Council to grant a **SPECIAL PERMIT** in the manner and for the reasons hereinafter set forth under the provisions of the Zoning Ordinance to the following described premises:

DATE:

8/29/2022

Type of service to be provided:



Sales and/or Rentals



Body Repair



General Repair



Light Service

Owner/Landlord Information:

75 Church St Realty - LLC
Full Legal Name

75 Church St. N.B., Ma
Address

508-951-7128
Phone Number

Company Name (if applicable)

02746
City, State, Zip

Pat@Oceansprayseafood.com
Email Address

OTHER Owner/Landlord Information: (if applicable)

Lessee Information: (if different from above)

M.B. Auto Service, Inc.
Full Legal Name

75 Church St.
Address

508-951-7128
Phone Number

Company Name

New Bedford, Ma 02746
City, State, Zip

AMG-Tech1200@gmail.com
Email Address

OTHER Lessee Information: (if applicable)

Location Information:

Address of Premises: 75 Church St. 02746
Street Number & Name Zip Code

Assessor's Plot: 102 103 4889 204
Plot # Lot # Book # Page #

Lot Dimensions: _____
Frontage Depth Area in Sq. Ft. 0.09851 acres
(4,291 sq. ft.)

Zoning District(s) in which premises are located: IB

Premises in present ownership since: (date of purchase) 7/8/22

Present use of premises: Automotive General Repair

Number of buildings on Lot: 1 Size of existing building(s): 1992 Sq ft.

Number of cars on premises at any given time: 12

Number of people on premises at any given time: 1-2

Size of proposed buildings (if applicable): _____

Extent of proposed alterations (if applicable): _____

Have plans been submitted to the Department of Inspectional Services? yes
(Recorded Plans, accurately scaled as required by DIS, must be included with this application.)

Has the Department of Inspectional Services Commissioner refused to issue a permit? yes

If so, the reason: special permit required

Signature Page:

A non-refundable filing fee is required when submitting the application, payable by cash, check or money order made payable to the City of New Bedford. The filing fee is non-refundable regardless of whether or not the petition is granted.

The FEE SCHEDULE as of January 2018:

| |
|-------------------------------------|
| Up to 10,000 square feet - \$700 |
| 10,001 - 20,000 square feet - \$800 |
| 20,001 - 30,000 square feet - \$900 |

If the petition is granted, the permission is specific to the plans submitted, unless the City Council states otherwise.

By signing this application, the Petitioner is stating that they have read and understand this application and the accompanying instructions and information. If granted, the Special Permit needs to be recorded and acted on within one year or the application process must begin again with a new, non-refundable fee.

I have read and understand this application and the accompanying instructions and information.

Respectfully submitted:

Owner Signature: _____

(Must be the signature of the current owner on record.)

Date: _____

8/29/2022

Lessee Signature: _____

(If the Lessee is a corporation, we must have a letter authorizing this person to sign on the corporation's behalf, on company letterhead.)

Date: _____

Representative Signature: _____

(Although not a requirement for submission, you may wish to contact an attorney to assist you with the application process.)

Date: _____

OTHER Owner Signature: _____

Date: _____

OTHER Lessee Signature: _____

Date: _____



New Bedford, Massachusetts

Motor Vehicle Special Permit

Department Signature Page

Business Name/Address: M.B. Auto Service, Inc. / 75 Church Street

I (do) do not consent to the application referenced above. I suggest the following conditions be included:

Anne Louro
Planning Department

09/06/2022
Date

I (do) do not consent to the application referenced above. I suggest the following conditions be included:

Will require a Special Permit approved by City Council for 12 cars. This Special Permit must be recorded at the Registry of Deeds after the 20-day appeal period has expired and it is stamped by the City Clerk attesting to the fact, then a copy must be returned to room 308 and a permit will be issued from Inspectional Services (Room 308). An MDC trap must be existing and operational to repair cars or park in a garage.

Danny Romanowicz
D.I.S. Commissioner

09/08/2022
Date

I (do) do not consent to the application referenced above. I suggest the following conditions be included:

APPLICANT HAS APPLIED FOR THEIR CLASS II LICENSE (PENDING A SPECIAL PERMIT APPROVAL)

Nicholas Nanopoulos
Licensing Board Clerk

09/08/2022
Date

I (do) do not consent to the application referenced above. I suggest the following conditions be included:

An MDC Trap must be installed and confirmed to be operating properly if one is not already existing and functional at the site. The MDC Trap MUST be inspected/cleaned by a professional company every six months. A copy of the receipt for the inspection/cleaning from the company MUST be sent to the DPI IPP Office after each inspection/cleaning.

Laura Breig, Project Coordinator
Department of Public Infrastructure

09/01/2022
Date

I (do) do not consent to the application referenced above. I suggest the following conditions be included:

Stephanie Macomber
Asst. City Clerk

09/06/2022
Date



City of New Bedford
REQUEST for a CERTIFIED ABUTTERS LIST

This information is needed so that an official abutters list as required by MA General Law may be created and used in notifying abutters. You, as applicant, are responsible for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).

| | | | |
|--|-------------------------------------|---------|-----|
| SUBJECT PROPERTY | | | |
| MAP # | 102 | LOT(S)# | 103 |
| ADDRESS: 75 Church Street | | | |
| OWNER INFORMATION | | | |
| NAME: 75 Church Street LLC | | | |
| MAILING ADDRESS: 75 Church Street New Bedford, MA 02746 | | | |
| APPLICANT/CONTACT PERSON INFORMATION | | | |
| NAME (IF DIFFERENT): Patrick Moriarty | | | |
| MAILING ADDRESS (IF DIFFERENT): 207 County Street Lakeville, MA 02347 | | | |
| TELEPHONE # | 508-951-7128 | | |
| EMAIL ADDRESS: | pat@oceansprayseafood.com | | |
| REASON FOR THIS REQUEST: <i>Check appropriate</i> | | | |
| <input type="checkbox"/> | ZONING BOARD OF APPEALS APPLICATION | | |
| <input type="checkbox"/> | PLANNING BOARD APPLICATION | | |
| <input type="checkbox"/> | CONSERVATION COMMISSION APPLICATION | | |
| <input checked="" type="checkbox"/> | LICENSING BOARD APPLICATION | | |
| <input type="checkbox"/> | OTHER (Please explain): | | |

Once obtained, the Certified List of Abutters must be attached to this Certification Letter.
Submit this form to the Department of City Planning, Room 303 in City Hall, 133 William Street, or Email to Angela.Goncalves@newbedford-ma.gov. The applicant is responsible for picking up and paying for the certified abutters list from the Assessor's Office (city hall, room #109).

Official Use Only:

As Assistant City Assessor to the City of New Bedford's Board of Assessors, I do hereby certify that the names and addresses as identified on the attached "abutters list" are duly recorded and appear on the most recent tax.

Judith M. Serdahl

Printed Name

Judith M. Serdahl

Signature

8/25/2022

Date

Amount Due

\$7.00

Date Paid

8/25/2022

Confirmation Number

CHECK #92

August 24, 2022

Dear Applicant,

Please find below the List of Abutters within 300 feet of the property known as 75 Church Street (Map: 102, Lot: 103). The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

| Parcel | Location | Owner and Mailing Address |
|---------|-----------------|---|
| 102-97 | 81 CHURCH ST | AMARAL ANTONIO F, AMARAL ANA M 81 CHURCH STREET NEW BEDFORD, MA 02746 |
| 102-162 | 61 CHURCH ST | SANCHEZ ORVIL R 61 CHURCH STREET NEW BEDFORD, MA 02746 |
| 103-94 | 377 EARLE ST | CLEMENO PAUL V, 46 LAWRENCE STREET MEDFORD, MA 02155 |
| 102-108 | 385 DAVIS ST | CORREIA JEFFREY W P O BOX50411 NEW BEDFORD, MA 02745 |
| 102-110 | 383 DAVIS ST | WIZARD REALTY CORP, P O BOX 1825 MATTAPOISETT, MA 02739 |
| 102-105 | 389 DAVIS ST | SA PAULO J, SA ANA C 389 DAVIS ST NEW BEDFORD, MA 02746 |
| 102-109 | 65 CHURCH ST | ONEIL ROGER A, ONEIL SHARON L 65 CHURCH STREET NEW BEDFORD, MA 02746 |
| 102-95 | NS EARLE ST | NG 376 NASH LLC PO BOX 777 #73069 SAN FRANCISCO, CA 94120 |
| 102-101 | 398 EARLE ST | BRITTON AMOS JR, BRITTON LESLIE ANN 398 EARLE ST NEW BEDFORD, MA 02746 |
| 102-102 | 394 EARLE ST | AMARAL ISAC P, 394 EARLE ST NEW BEDFORD, MA 02746 |
| 102-103 | 75 CHURCH ST | PANEK ALAN E, PANEK SHERRI A 9 MARINA DRIVE MATTAPOISETT, MA 01701 02739 |
| 103-97 | 70-74 CHURCH ST | GUARCAS DAVID JIMON 84 MILFORD STREET NEW BEDFORD, MA 02745 |
| 103-100 | 62 CHURCH ST | CORREIA MICHAEL W, CORREIA PHILLIP P, RODRICK SUSAN, RODRICK ARTHUR 62 CHURCH ST NEW BEDFORD, MA 02746 |

August 24, 2022
Dear Applicant,

Please find below the List of Abutters within 300 feet of the property known as 75 Church Street (Map: 102, Lot: 103). The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

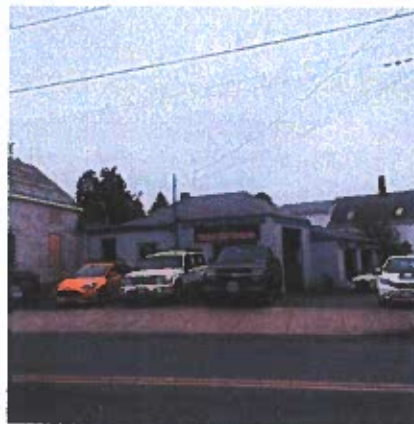
| <u>Parcel</u> | <u>Location</u> | <u>Owner and Mailing Address</u> |
|---------------|-----------------|---|
| 102-113 | 69 CHURCH ST | MELLO TRISHA 69 CHURCH STREET NEW BEDFORD, MA 02746 |
| | | |
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| | | |

Location: 75 CHURCH ST **Parcel ID:** 102 103 **Zoning:** IB **Fiscal Year:** 2022 **Account Number:** 30106

| | | |
|--|--|-----------------|
| Current Owner Information: PANEK ALAN E PANEK SHERRI A 9 MARINA DRIVE MATTAPOISETT , MA 01701 | Current Sales Information: Sale Date: 02/02/2001 Sale Price: \$19,000.00 Legal Reference: 4889-204 Grantor: PANEK JOHN, | Card No. 1 of 1 |
|--|--|-----------------|

This Parcel contains 0.09851 acres of land mainly classified for assessment purposes as AUTOREP with a(n) COMMERCIAL GARAGE style building, built about 1945, having Conc Blk exterior, Asphalt Shingles roof cover and 1992 Square Feet, with 1 unit(s), total room(s), total bedroom(s) total bath(s), 0 3/4 baths, and 1 total half bath(s).

| | | | |
|------------------------|--------------------|--------------------------|---------------------|
| Building Value: | Land Value: | Yard Items Value: | Total Value: |
| 81800 | 65200 | 5300 | 152300 |



| Fiscal Year 2022 | | Fiscal Year 2021 | | Fiscal Year 2020 | |
|---------------------|-------------------|---------------------|-------------------|---------------------|-------------------|
| Tax Rate Res.: | 15.54 | Tax Rate Res.: | 15.59 | Tax Rate Res.: | 16.16 |
| Tax Rate Com.: | 33.51 | Tax Rate Com.: | 32.76 | Tax Rate Com.: | 33.59 |
| Property Code: | 332 | Property Code: | 332 | Property Code: | 332 |
| Total Bldg Value: | 81800 | Total Bldg Value: | 81800 | Total Bldg Value: | 72700 |
| Total Yard Value: | 5300 | Total Yard Value: | 5300 | Total Yard Value: | 5300 |
| Total Land Value: | 65200 | Total Land Value: | 62100 | Total Land Value: | 62100 |
| Total Value: | 152300 | Total Value: | 149200 | Total Value: | 140100 |
| Tax: | \$5,103.57 | Tax: | \$4,887.79 | Tax: | \$4,705.96 |



1980 d
 Eastern
 Planned Subdivision
 Contained Parcels
 Master Street - shown by Assessment, 750

Water Bodies
 Town Boundary
 Engineering Lot Number

1 inch = 40 Feet
 0 20 40 Feet



City of New Bedford
 Massachusetts

Map: 102

This parcel map should be used for planning
 and assessment purposes only.
 Final, Nov. 2020



Map Produced by
 City of New Bedford
 Department of
 Management Information Systems
 January 2021







City of New Bedford, Massachusetts
Building Department
Application for Plan Examination
and Building Permit

FOR BUILDING DEPT. USE

DATE RECEIVED

RECEIVED BY

ISSUED BY: 2.8.2022
DK

IMPORTANT — COMPLETE ALL ITEMS — MARK BOXES WHERE APPLICABLE — PRINT

(AT LOCATION) 75 CHURCH STREET
(NO) (STREET)
BETWEEN (CROSS STREET) AND (CROSS STREET)
PLOT 102 LOT 103 DISTRICT 1B ACCEPTED STREET
PLANS FILED ☐ YES ☐ NO

II. TYPE AND COST OF BUILDING — all applicants complete parts A through D — PRINT

A. TYPE OF IMPROVEMENT

- 1 ☐ New Building
2 ☐ Addition (If residential enter number of new housing units added, if any, in Part D, 14)
3 ☐ Alteration (If residential, enter number of new housing units added, if any in Part D, 14)
4 ☐ Repair, replacement
5 ☐ Demolition (If multifamily residential enter number of units in building in Part D, 14, if non-residential, indicate most recent use checking D-18 - D-32)
6 ☐ Moving (relocation)
7 ☐ Foundation only

D1 PROPOSED USE — For demolition most recent use

Residential

- 13 ☐ One family
14 ☐ Two or more family — Enter number of units
15 ☐ Transient hotel, motel, or dormitory — Enter number of units
16 ☐ Garage
17 ☐ Carport
18 ☐ Other — Specify

Nonresidential

- 19 ☐ Amusement, recreational
20 ☐ Church, other religious
21 ☐ Industrial
22 ☐ Parking garage
23 ☐ Service station, repair garage
24 ☐ Hospital, institutional
25 ☐ Office, bank, professional
26 ☐ Public utility
27 ☐ School, library, other educational
28 ☐ Stores, mercantile
29 ☐ Tanks, towers
30 ☐ Funeral homes
31 ☐ Food establishments
32 ☐ Other — Specify

B. OWNERSHIP

- 8 ☐ Private (individual, corporation, nonprofit institution, etc)
9 ☐ Public (Federal, State or local government)

D2 Does this building contain asbestos?

☐ YES ☐ NO If yes complete the following

Name & Address of Asbestos Removal Firm

Submit copy of notification sent to DEOE and the State Dept of Labor & Industries and results of air sample analysis after asbestos removal is completed.

D3 Non-residential — Describe in detail proposed use of buildings, e.g. food processing plant, machine shop, laundry building at hospital, elementary school, secondary school, college, parochial school, parking garage for department store, rental office building, office building at industrial plant. If use of existing building is being changed, enter proposed use

C. COST

(Omit cents)

- 10 Cost of construction To be installed but not included in the above cost
a Electrical
b Plumbing
c Heating, air conditioning
d Other (elevator etc)
11 TOTAL VALUE OF CONSTRUCTION
12 TOTAL ASSESSED BLDG. VALUE

III. SELECTED CHARACTERISTICS OF BUILDING —

For new buildings complete part E through I. For demolition, complete only parts G, H & I. For all others, (additions, alterations, repair, moving, foundation), complete E through I.

E. PRINCIPAL TYPE OF FRAME

- 33 ☐ Masonry (wall bearing)
34 ☐ Wood frame
35 ☐ Structural steel
36 ☐ Reinforced concrete
37 ☐ Other — Specify

G. TYPE OF SEWAGE DISPOSAL

- 43 ☐ Public or private company
44 ☐ Private (septic tank, etc)

H. TYPE OF WATER SUPPLY

- 45 ☐ Public or private company
46 ☐ Private (well, cistern)

J. DIMENSIONS

- 53 Number of stories
54 Height
55 Total square feet of floor area, all floors based on exterior dimensions
56 Building length
57 Building width
58 Total sq. ft. of bldg footprint
59 Front lot line width
60 Rear lot line width
61 Depth of lot
62 Total sq. ft. of lot size
63 % of lot occupied by bldg (56 - 62)
64 Distance from lot line (front)
65 Distance from lot line (rear)
66 Distance from lot line (left)
67 Distance from lot line (right)

F. PRINCIPAL TYPE OF HEATING FUEL

- 38 ☐ Gas
39 ☐ Oil
40 ☐ Electricity
41 ☐ Coal
42 ☐ Other — Specify

I. TYPE OF MECHANICAL

- Is there a fire sprinkler system?
47 ☐ YES 48 ☐ NO
Will there be central air conditioning?
49 ☐ Yes 50 ☐ No
Will there be an elevator?
51 ☐ Yes 52 ☐ No

OTHER APPLICABLE REVIEWS

K. FLOODPLAIN

Is location within flood hazard area? yes no

If yes, zone : _____ and base elevation _____



L. WETLANDS PROTECTION

Is location subject to flooding? _____

Is location part of a known wetland? _____

Has local conservation commission reviewed this site? _____

IV. IDENTIFICATION - ALL APPLICANTS - PLEASE PRINT

| OWNER OR LESSEE NAME | MAILING ADDRESS | ZIP CODE | TELEPHONE NO. |
|---|------------------------------|---|---------------|
| David Soares | 95 Butler St. N.B, Ma | 02744 | 508-269-8614 |
| Patrick Moriarty | 207 County St. Lakeville, Ma | 02347 | 508-951-7128 |
| E-mail Address: AMGTECH1200@Gmail.com - Pat@oceanspraysseafood.com | | | |
| CONTRACTOR NAME | MAILING ADDRESS | ZIP CODE | TELEPHONE NO. |
| | | LICENSE # | |
| | | | |
| E-mail Address: | | | |
| | | HOME IMP # | |
| ARCHITECT NAME | MAILING ADDRESS | ZIP CODE | TELEPHONE NO. |
| | | LICENSE # | |
| E-mail Address: | | | |
| SIGNATURE OF OWNER | | APPLICANT SIGNATURE | DATE |
|  | |  | 7/27/22 |

Omission of reference to any provision shall not nullify any requirement of this code nor exempt any structure from such requirement.

The applicants understands and warrant that they will comply with all pertinent federal and state statutes, local ordinances and all federal, state, and local regulations, including those of the Architectural Barriers board, Department of Environmental Protection Agency and may be forwarded for review to all pertinent local city agencies which may express specific concerns. It is understood that the issuance of a permit shall not serve as an acceptance or acknowledgment of compliance nor exempt any structure from such requirement. The permit shall be a license to proceed with the work and shall not be construed as authority to violate, cancel, or set aside any of the provisions of the State Building Code or local code of ordinances, except as specifically stipulated by modification or legally granted variation in accordance with Section 122.0 of State Building Code or local code of ordinances.

I have read the above and sign under pain and penalty of perjury as to the truth of all of the information and statements contained in sections I through IV of this application.

 207 County St. Lakeville, Ma 02347

V. OTHER JURISDICTION APPROVALS AND NOTIFICATION

| APPROVAL | CHECK | DATE OBTAINED | BY |
|-----------------|-------|---------------|----|
| Electrical | | | |
| Plumbing | | | |
| Fire Department | | | |
| Water | | | |
| Planning | | | |
| Conservation | | | |
| Public Works | | | |
| Health | | | |
| Licensing | | | |
| Other | | | |

VI. ZONING REVIEW

| | |
|---|------------------------------|
| DISTRICT: | USE: |
| FRONTAGE: | LOT SIZE: |
| SETBACKS: | |
| FRONT: | LEFT SIDE: RIGHT SIDE: REAR: |
| PERCENTAGE OF LOT COVERAGE PRIMARY BUILDING | |
| VARIANCE HISTORY | |

VII. WORKER'S COMPENSATION INSURANCE AFFIDAVIT

I, _____
(licensee/permittee) with a principal place of business/residence at:

(City/State/Zip) do hereby certify, under the pains and penalties of perjury, that

☐ I am an employer providing worker's compensation coverage for my employees working on this job.

Insurance Company

Policy Number

☐ I am a sole proprietor and have no one working for me.

☐ I am a sole proprietor, general contractor, or homeowner and have hired the contractors listed below who have the following worker's compensation insurance policies:

Name of contractor

Insurance Company/policy number

Name of contractor

Insurance Company/policy number

☐ I am a homeowner performing all the work myself.

NOTE: Please be aware that while homeowners who employ persons to do maintenance, construction or repair work on a dwelling of not more than three units in which the homeowner also resides or on the grounds appurtenant thereto are not generally considered to be employers under the Workers' Compensation Act (GL. C. 152, sect. 1(5)), application by a homeowner for a license or permit may evidence the legal status of an employer under the Workers' Compensation Act.

I understand that a copy of this statement will be forwarded to the Department of Industrial Accidents' Office of Insurance for coverage verification and that failure to secure coverage as required under Section 25A of MGL 152 can lead to the imposition of criminal penalties consisting of a fine of up to \$1500.00 and/or imprisonment of up to one year and civil penalties in the form of a Stop Work Order and a fine of \$100.00 a day against me.

Signed this _____ day of _____, 20____

IX. HOMEOWNER LICENSE EXEMPTION

Supplement #1

The current exemption for "homeowner" was extended to include owner-occupied dwellings of two units or less and to allow such homeowners to engage an individual for hire who does not possess a license, provided that the owner acts as supervisor. (State Building Code Section 110.5)

DEFINITION OF HOMEOWNER:

Person(s) who own a parcel of land on which he/she resides or intends to reside, on which there is, or is intended to be, a one to two family dwelling, attached or detached structures accessory to such use and /or farm structures. A person who constructs more than one home in a two-year period shall not be considered a homeowner. Such "homeowner" shall submit to the Building Official, on a form acceptable to the Building Official, that he/she shall be responsible for all such work performed under the building permit. (Section 110.5)

The undersigned "homeowner" assumes responsibility for compliance with the State Building Code and other applicable codes, ordinance, rules and regulations, and will comply with the City of New Bedford Building Department minimum inspection procedures and requirements.

HOMEOWNERS SIGNATURE _____

X. CONSTRUCTION DEBRIS DISPOSAL

Supplement #2

In accordance with provisions of Massachusetts General Law C40, S54, debris resulting from this work shall be disposed of in a properly licensed solid waste disposal facility as defined by Massachusetts General Law C111, S150A

The debris will be disposed of in: _____
(Location of Facility)

Signature of Permit Applicant _____

Date _____

XI. HOME IMPROVEMENT CONTRACTOR LAW AFFIDAVIT

(Residential Use Only) Supplement to Permit Application
Supplement #3

MGLc. 142A requires that the "reconstruction, alteration, renovation, repair, modernization, conversion, improvement, removal, demolition, or construction of an addition to any pre-existing owner-occupied building containing at least one but not more than four dwelling units... or to structures which are adjacent to such residence of building" be conducted by registered contractors, with certain exceptions, along with other requirements.

Type of Work: **Change of Use - Auto Repair and Used Auto Sales** Est. Cost _____

Address of Work: **75 Church Street**

Owner Name: _____ Date of Permit Application: _____

I hereby certify that: Registration is not required for the following reason(s):

_____ Work excluded by law _____ Job under \$1,000 _____ Building not owner-occupied _____ Owner obtaining own permit

Other (specify) _____

Notice is hereby given that:

OWNERS OBTAINING THEIR OWN PERMIT OR EMPLOYING UNREGISTERED CONTRACTORS FOR APPLICABLE HOME IMPROVEMENT WORK DO NOT HAVE ACCESS TO THE ARBITRATION PROGRAM OF GUARANTY FUND UNDER MGLc. 142A.

signed under penalties of perjury:

I hereby apply for a permit as the agent of the owner:

Date _____ Contractor Signature _____

Registration No. _____

OR:

Notwithstanding the above notice, I hereby apply for a permit as the owner of the above property:

Date _____ Owner Signature _____

XII. BUILDING COMMISSIONERS REVIEW COMMENTS AND CONDITIONS

C. Building Permit Rejected ☒

Reason For Rejection:

City Council - Special Permit

Fee

B-22-2224

Comments and Conditions:

Signed

Date:

8/25

2022

Title

Danny J. Romanowicz
Building Commissioner



The Commonwealth of Massachusetts
Department of Industrial Accidents
1 Congress Street, Suite 100
Boston, MA 02114-2017

www.mass.gov/dia

Workers' Compensation Insurance Affidavit: Builders/Contractors/Electricians/Plumbers.
TO BE FILED WITH THE PERMITTING AUTHORITY.

Applicant Information

Please Print Legibly

Name (Business/Organization/Individual): M.B. Auto Service, Inc

Address: 75 Church St.

City/State/Zip: New Bedford, Ma

Phone #: 508-269-8614

Are you an employer? Check the appropriate box:

1. ☐ I am an employer with _____ employees (full and/or part-time) *
2. ☐ I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
3. ☐ I am a homeowner doing all work myself. [No workers' comp. insurance required]
4. ☐ I am a homeowner and will be hiring contractors to conduct all work on my property. I will ensure that all contractors either have workers' compensation insurance or are sole proprietors with no employees.
5. ☐ I am a general contractor and I have hired the sub-contractors listed on the attached sheet. These sub-contractors have employees and have workers' comp. insurance.
6. ☐ We are a corporation and its officers have exercised their right of exemption per MGL c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]

Type of project (required):

7. ☐ New construction
8. ☐ Remodeling
9. ☐ Demolition
10. ☐ Building addition
11. ☐ Electrical repairs or additions
12. ☐ Plumbing repairs or additions
13. ☐ Roof repairs
14. ☒ Other Change of use

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

† Homeowners who submit this affidavit indicating they are doing all work and then hire outside contractors must submit a new affidavit indicating such.

‡ Contractors that check this box must attach an additional sheet showing the name of the sub-contractors and state whether or not those entities have employees. If the sub-contractors have employees, they must provide their workers' comp. policy number.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy and job site information.

Insurance Company Name: _____

Policy # or Self-ins. Lic. #: _____

Expiration Date: _____

Job Site Address: _____

City/State/Zip: _____

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under MGL c. 152, §25A is a criminal violation punishable by a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. A copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify under the pains and penalties of perjury that the information provided above is true and correct.

Signature: _____

Date: 7/27/22

Phone #: 508-269-8614

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):

1. Board of Health 2. Building Department 3. City/Town Clerk 4. Electrical Inspector 5. Plumbing Inspector
6. Other _____

Contact Person: _____

Phone #: _____



CITY OF NEW BEDFORD
JONATHAN F. MITCHELL, MAYOR

DEPARTMENT OF INSPECTIONAL SERVICES
133 WILLIAM STREET – ROOM 308
NEW BEDFORD, MA 02740

New Bedford Comprehensive Zoning Code Review
Code of Ordinances – Chapter-9

75 Church Street – PLOT: 102 – LOT: 103 – ZONED DISTRICT: IB
Special Permit Required from the City Council

Zoning Code Review as follows:

Special Permit

City Council

- ❖ **2000 – Use and Dimensional Regulation**
 - **2200 – Use Regulations**
 - **2210 – General**
 - **2230 – Table of Principal Use Regulations – Appendix A**
 - ◆ **Commercial - #18. Motor Vehicle Sales and Rental**
 - ◆ **Commercial - #19. Motor Vehicle General Repairs**
 - ◆ **Commercial - #21. Motor Vehicle Light Service**
- ❖ **5000 – Administration and Procedures**
 - **5300-5330 & 5360-5390 – Special Permit**

2200. - USE REGULATIONS.

2210. **General.** No structure shall be erected or used or land used except as set forth in Section 2230, "Table of Use Regulations", unless otherwise provided by this Ordinance or by statute. Uses not expressly provided for herein are prohibited. Not more than one principal structure shall be placed on a lot, except in accordance with Section 2330.

Symbols employed below shall mean the following:

Y - A permitted use.

N - An excluded or prohibited use.

BA - A use authorized under special permit from the Board of Appeals as provided under Section 5300.

CC - A use authorized under special permit from the City Council as provided under Section 5300.

PB - A use authorized under special permit from the Planning Board as provided under Section 5300.

2220. **Applicability.** When an activity might be classified under more than one of the following uses, the more specific classification shall govern; if equally specific, the more restrictive shall govern.

2230. **Table of Use Regulations.** See Appendix A.

(Ord. of 12-23-03, § 1)

DISTRICTS

[illegible]

| | | | | | | | | | | | | | | | | |
|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| 10. Assisted or Independent living facility | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA |
| 11. Nursing or Convalescent home | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA |
| 12. Trailer camp or park | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N |
| 13. Hoofed animals | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N |
| 14. Animals or head of poultry, not to exceed one animal or head of poultry per one thousand (1,000) square feet of net area of the lot. Net area shall be determined by subtracting the gross ground floor area of all buildings and structures on the lots from the gross area of the lot plus any contiguous lots owned by the same party. | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |

| | | | | | | | | | | | |
|---|-----------|-----------|-----------|------------|------------|-----------|-----------|-----------|-----------|-----------|--------------|
| B. Exempt and Institutional Uses | RA | RB | RC | RAA | MUB | PB | IA | IB | IC | WI | KHTOD |
|---|-----------|-----------|-----------|------------|------------|-----------|-----------|-----------|-----------|-----------|--------------|

| | | | | | | | | | | | | | | | | | |
|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| 6. Facilities for the sale of produce, and wine and dairy products, provided that during the months of June, July, August, and September of every year, or during the harvest season of the primary crop, the majority of such products for sale, based on either gross sales dollars or volume, have been produced by the owner of the land containing more than five acres in area on which the facility is located | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| 7. Municipal facilities | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| 8. Essential services | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA |
| 9. Cemeteries | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | N |
| 10. Hospital | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | N |

| | | | | | | | | | | | |
|----------------------|----|----|----|-----|-----|----|----|----|----|----|-------|
| C. Commercial | RA | RB | RC | RAA | MUB | PB | IA | IB | IC | WI | KHTOD |
|----------------------|----|----|----|-----|-----|----|----|----|----|----|-------|

| | | | | | | | | | | | | |
|--|---|---|---|---|----|----|----|----|----|----|----|----|
| 13. Grocery stores | N | N | N | N | N | Y | Y | BA | BA | BA | N | Y |
| 14. Big Box Retail (60,000 Sq. ft. or greater) | N | N | N | N | BA | BA | N | N | N | N | N | Y |
| 15. Health clubs | N | N | N | N | Y | Y | Y | Y | Y | N | N | Y |
| 16. Mixed use | N | N | N | N | Y | Y | N | N | N | N | N | Y |
| 17. Live /work | N | N | N | N | BA | BA | N | N | N | N | N | Y |
| 18. Motor vehicle sales and rental | N | N | N | N | CC | CC | CC | CC | CC | N | N | N |
| 19. Motor vehicle general repairs | N | N | N | N | CC | CC | CC | N | CC | N | Y | N |
| 20. Motor Vehicle body repairs | N | N | N | N | N | N | N | CC | CC | N | N | N |
| 21. Motor vehicle light service | N | N | N | N | CC | CC | CC | CC | CC | N | CC | N |
| 22. Restaurant | N | N | N | N | Y | Y | Y | N | N | SP | Y | Y |
| 23. Restaurant, fast-food | N | N | N | N | BA | BA | BA | N | N | N | BA | BA |
| 24. Business or professional office | N | N | N | N | Y | Y | Y | N | N | Y | Y | Y |
| 25. Medical offices, center, or clinic | N | N | N | N | BA | BA | BA | N | N | BA | BA | Y |

| | | | | | | | | | | | | | | |
|--|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| 26. Bank, financial agency | N | N | N | N | N | N | Y | Y | Y | N | Y | Y | Y | Y |
| 27. Indoor commercial recreation | N | N | N | N | N | N | Y | Y | Y | N | N | Y | Y | Y |
| 28. Outdoor commercial recreation | N | N | N | N | N | N | BA | BA | BA | N | BA | BA | BA | BA |
| 29. Wireless Communications Facilities | PB | PB | PB | PB | PB | PB | PB | PB | PB | PB | PB | PB | PB | PB |
| 30. Theatres and auditoriums | N | N | N | N | N | N | PB | PB | N | N | N | N | PB | PB |
| 31. Convention Centers | M | M | M | M | M | M | PB | PB | PB | PB | PB | N | PB | PB |
| 32. Marijuana Retailer | N | N | N | N | N | N | N | N | PB | PB | PB | N | N | N |

| D. Industrial | RA | RB | RC | RAA | MUB | PB | IA | IB | IC | WI | KHTOD |
|---|----|----|----|-----|-----|----|----|----|----|----|-------|
| 1. Earth removal | N | N | N | N | N | N | N | N | N | N | N |
| 2. Manufacturing | N | N | N | N | N | N | Y | Y | Y | Y | N |
| 3. Light manufacturing | N | N | N | N | N | N | Y | Y | Y | Y | Y |
| 4. Research, development or testing laboratories and facilities | N | N | N | N | Y | Y | Y | Y | Y | Y | Y |

| | | | | | | | | | | | | |
|--|---|---|---|---|---|---|---|---|---|----|----|---|
| 19. Craft Marijuana Cooperative | N | N | N | N | N | N | N | N | N | PB | PB | N |
| 20. Independent Testing Laboratory | N | N | N | N | N | N | N | N | N | PB | PB | N |
| 21. Marijuana Cultivator | N | N | N | N | N | N | N | N | N | PB | PB | N |
| 22. Marijuana Product Manufacturer | N | N | N | N | N | N | N | N | N | PB | PB | N |
| 23. Marijuana Research Facility | N | N | N | N | N | N | N | N | N | PB | PB | N |
| 24. Medical Marijuana Treatment Center | N | N | N | N | N | N | N | N | N | PB | PB | N |

(Ord. of 12-23-03, § 1; Ord. of 12-8-05, §§ 2-4; Ord. of 3-16-11, § 1; Ord. of 10-8-13, § 2; Ord. of 1-20-15, § 3; Ord. of 3-26-15; Ord. of 9-26-18, § 2(a), (b); Ord. of 12-18-18, § 1)

5300. - SPECIAL PERMITS.

5310. Special Permit Granting Authority. The Zoning Board of Appeals, the Planning Board or the City Council shall act as the Special Permit Granting Authority under this Chapter as specifically designated in a particular Section or in accordance with the Specific Designations in the Table of Principal Use Regulations under Appendix A of this Chapter.

(Ord. of 12-23-03, § 1; Ord. of 12-8-05, § 1)

5320. Criteria. Special permits shall be granted by the special permit granting authority, unless otherwise specified herein, only upon its written determination that the benefit to the City and the neighborhood outweigh the adverse effects of the proposed use, taking into account the characteristics of the site and of the proposal in relation to that site. In addition to any specific factors that may be set forth in this Ordinance, the determination shall include consideration of each of the following:

5321. Social, economic, or community needs which are served by the proposal;

5322. Traffic flow and safety, including parking and loading;

5323. Adequacy of utilities and other public services;

5324. Neighborhood character and social structures;

5325. Impacts on the natural environment; and

5326. Potential fiscal impact, including impact on City services, tax base, and employment.

(Ord. of 12-23-03, § 1)

5330. Procedures. Applications for special permits shall be filed in accordance with the rules and regulations of the various special permit granting authorities, as may be applicable.

(Ord. of 12-23-03, § 1)

5340. Plans. An applicant for a special permit shall submit a plan in substantial conformance with the requirements of Section 5400, herein.

(Ord. of 12-23-03, § 1)

5350. Development Impact Statement (DIS). At the discretion of the special permit granting authority, the submittal of a development impact statement (DIS) may be required. The DIS shall be prepared by an interdisciplinary team including a Registered Landscape Architect or Architect, a Registered Professional or Civil Engineer, and a Registered Surveyor.

5351. Physical Environment.

- (a) Describe the general physical conditions of the site, including amounts and varieties of vegetation, general topography, unusual geologic, archeological, scenic and historical features or structures, location of significant viewpoints, stone walls, trees over sixteen (16) inches in diameter, trails and open space links, and indigenous wildlife.
- (b) Describe how the project will affect these conditions, providing a complete physical description of the project and its relationship to the immediate surrounding area.

5352. Surface Water and Subsurface Conditions.

- (a) Describe location, extent, and type of existing water and wetlands, including existing surface drainage characteristics, both within and adjacent to the site.
- (b) Describe any proposed alterations of shore lines, marshes, or seasonal wet areas.
- (c) Describe any limitations imposed on the project by the site's soil and water conditions.
- (d) Describe the impact upon ground and surface water quality and recharge, including estimated phosphate and nitrate loading on groundwater and surface water from septic tanks, lawn fertilizer, and other activities within the site.

5353. Circulation Systems.

Project the number of motor vehicles to enter depart the site per average day and peak hour. Also state the number of motor vehicles to use streets adjacent to the site per average day and peak hour. Such data shall be sufficient to enable the special permit granting authority to evaluate (i) existing traffic on streets adjacent to or approaching the site, (ii) traffic generated or resulting from the site, and (iii) the impact of such additional traffic on all ways within and providing access to the site. Actual study results, a description of the study methodology, and the name, address, and telephone number of the person responsible for implementing the study, shall be attached to the DIS.

5354. Support Systems.

- (a) **Water Distribution:** Discuss the types of wells or water system proposed for the site, means of providing water for firefighting, and any problems unique to the site.
- (b) **Sewage Disposal:** Discuss the type of on-site or sewer system to be used, suitability of soils, procedures and results of percolation tests, and evaluate impact of disposal methods on surface and groundwater.
- (c) **Refuse Disposal:** Discuss the location and type of facilities, the impact on existing City refuse disposal capacity, hazardous materials requiring special precautions.
- (d) **Fire Protection:** Discuss the type, location, and capacity of fuel storage facilities or other

flammables, distance to fire station, and adequacy of existing firefighting equipment to confront potential fires on the proposed site.

- (e) Recreation: Discuss the distance to and type of public facilities to be used by residents of the proposed site, and the type of private recreation facilities to be provided on the site.
- (f) Schools: Project the increase to the student population for nursery, elementary, junior high school, and high school levels, also indicating present enrollment in the nearest public schools serving these categories of students.

5355. Phasing. Where development of the site will be phased over more than one year, indicate the following:

- (a) Describe the methods to be used during construction to control erosion and sedimentation through use of sediment basins, mulching, matting, temporary vegetation, or covering of soil stockpiles. Describe the approximate size and location of portion of the parcel to be cleared at any given time and length of time of exposure.
- (b) Describe the phased construction, if any, of any required public improvements, and how such improvements are to be integrated into site development.

(Ord. of 12-23-03, § 1)

5360. **Conditions.** Special permits may be granted with such reasonable conditions, safeguards, or limitations on time or use, including performance guarantees, as the special permit granting authority may deem necessary to serve the purposes of this Ordinance.

(Ord. of 12-23-03, § 1)

5370. **Lapse.** Special permits shall lapse if a substantial use thereof or construction thereunder has not begun, except for good cause, within twelve (12) months following the filing of the special permit approval (plus such time required to pursue or await the determination of an appeal referred to in M.G.L.A. c. 40A, § 17, from the grant thereof) with the City Clerk.

(Ord. of 12-23-03, § 1)

5380. **Regulations.** The special permit granting authority may adopt rules and regulations for the administration of this Section.

(Ord. of 12-23-03, § 1)

5390. **Fees.** The special permit granting authority may adopt reasonable administrative fees and technical review fees for applications for special permits.

(Ord. of 12-23-03, § 1)

State Law reference— Special permits, M.G.L.A. c. 40A, § 9.



2022 00015795

Bk: 14399 Pg: 347 Pg: 1 of 2 BS
Doc: DEED 07/08/2022 11:44 AM

MASSACHUSETTS EXCISE TAX
Bristol ROD South 001
Date: 07/08/2022 11:44 AM
Ctrl# 036827 14829 Doc# 00015795
Fee: \$615.60 Const: \$135,000.00

QUITCLAIM DEED

We, **ALAN E. PANEK and SHERRI A. PANEK**, of Mattapoisett, Massachusetts, for consideration of **ONE HUNDRED THIRTY-FIVE THOUSAND and 00/100 (\$135,000.00) DOLLARS** paid, grant to **75 CHURCH STREET REALTY LLC**, a Massachusetts limited liability company, of 75 Church Street, New Bedford, Massachusetts, with **QUITCLAIM COVENANTS**,

The land, with the buildings thereon, situated in New Bedford, Bristol County, Commonwealth of Massachusetts, bounded and described as follows:

BEGINNING at the northeast corner of the land herein conveyed at the intersection of the west line of Church Street with the south line of Earle Street, thence

SOUTHERLY fifty-two and 13/00 (52.13) feet in the said west line of Church Street; thence

WESTERLY ninety-three and 15/100 (93.15) feet to other land of these grantors; thence

NORTHERLY fifty (50) feet in line of last named land to the said south line of Earle Street, and thence

EASTERLY seventy-eight and 5/100 (78.5) feet in the said south line of Earle Street to the point of beginning.

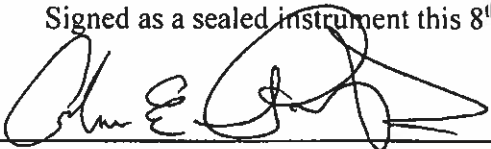
BEING Lot 20 on Plan of Land belonging to A.P. Smith on file with Bristol County (S.D.) Registry of Deeds, Plan Book 1, Page 29.

Under the pains and penalties of perjury, we, **ALAN E. PANEK and SHERRI A. PANEK**, do hereby voluntarily release all our rights of Homestead, if any, as set forth in M.G.L. Chapter 188 and state that there are no other person or persons entitled to any Homestead rights.

Property Address: 75 Church Street, New Bedford, MA 02746

BEING the same premises conveyed to us by deed of John Panek and Pauline M. Panek dated December 21, 2000, and recorded in the Bristol County (S.D.) Registry of Deeds in Book 4889, Page 204.

Signed as a sealed instrument this 8th day of July, 2022.

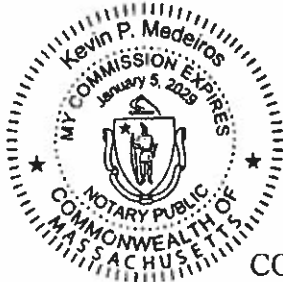

ALAN E. PANEK



SHERRI A. PANEK

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

On this 8th day of July, 2022, before me, the undersigned notary public, personally appeared ALAN E. PANEK, proved to me through satisfactory evidence of identification, which was a MA drivers license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily as his free act and deed for its stated purpose.

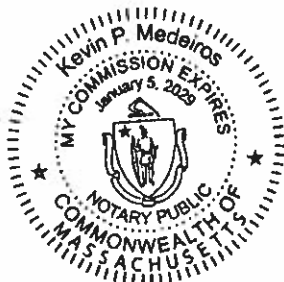




My commission expires: 1/5/29, Notary Public

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

On this 8th day of July, 2022, before me, the undersigned notary public, personally appeared SHERRI A. PANEK, proved to me through satisfactory evidence of identification, which was a MA drivers license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that she signed it voluntarily as her free act and deed for its stated purpose.

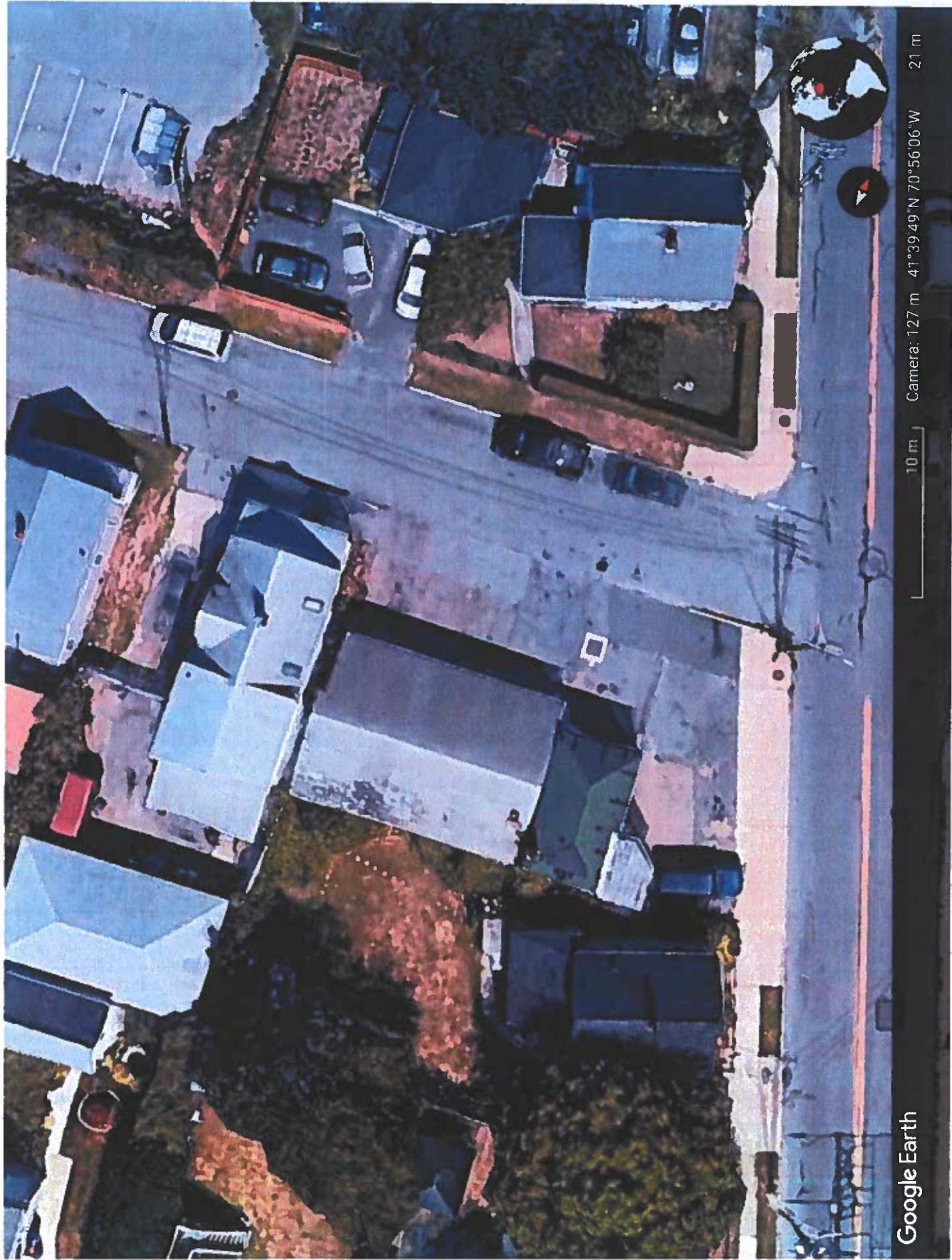



My commission expires: 1/5/29, Notary Public

A true copy of instrument as recorded in
Bristol County (S.D.) Registry of Deeds
in Book 14399 Page 347

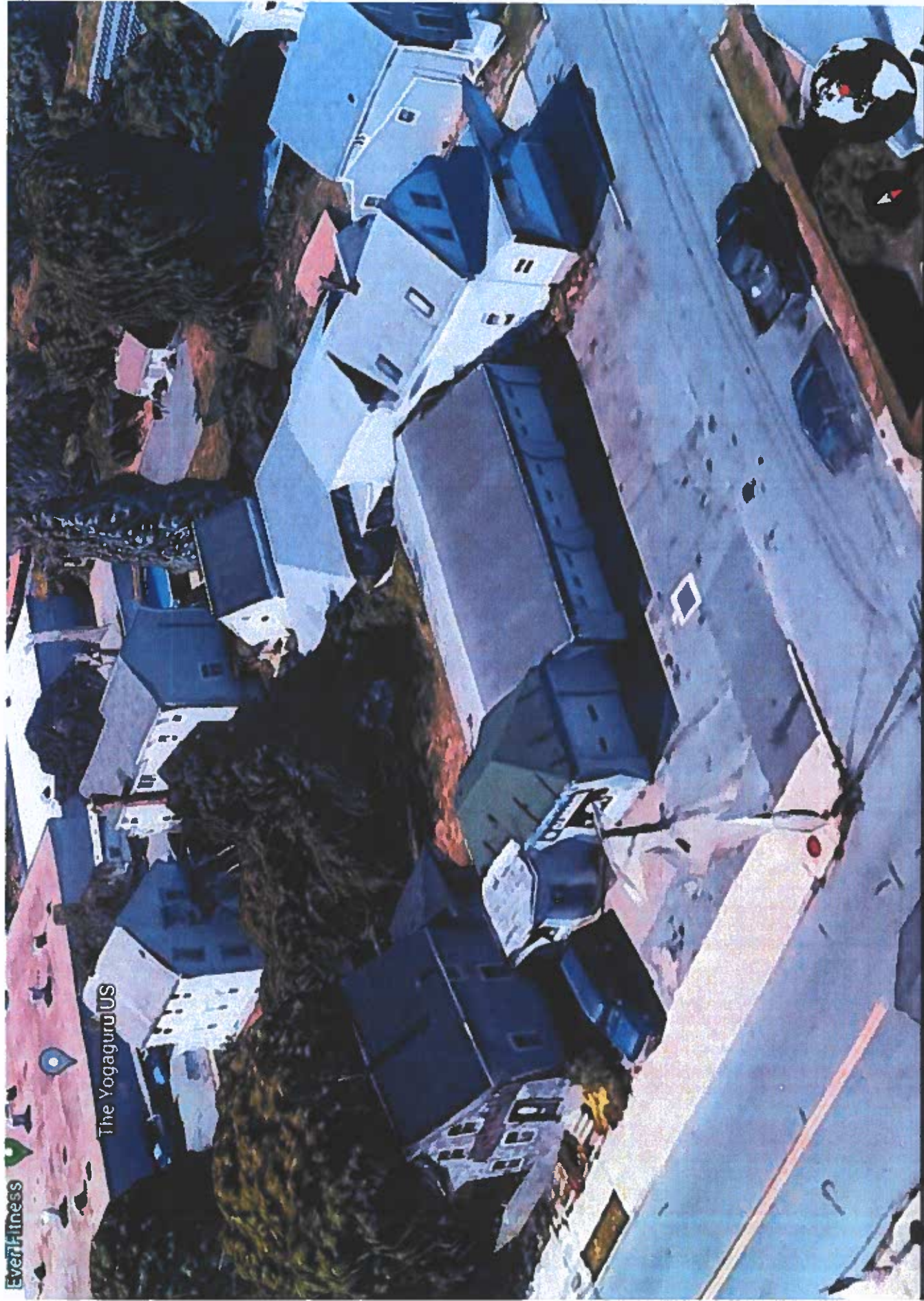
ATTEST:


REGISTER



EverFit-ness

The YogaguruUS



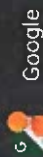
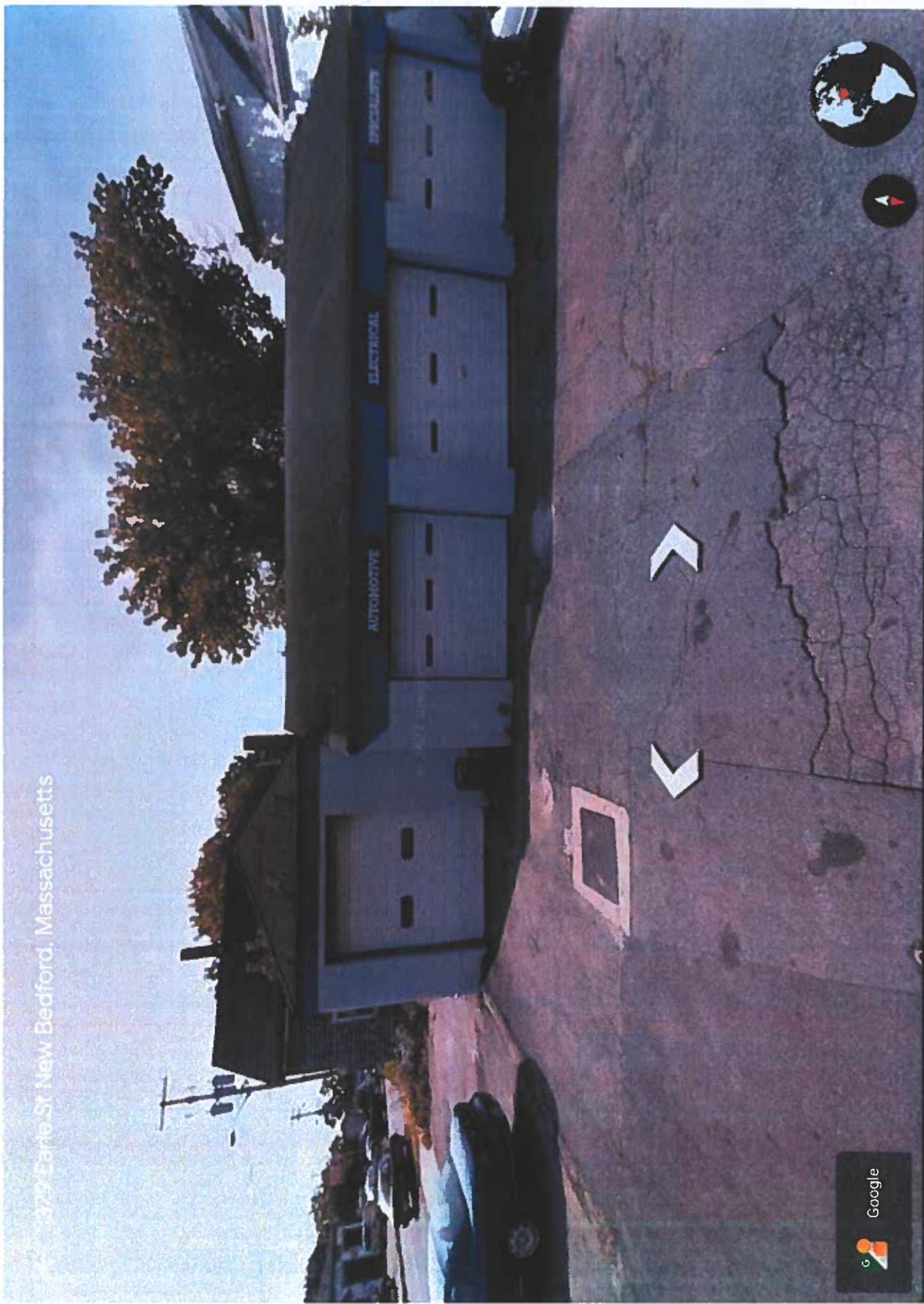
Google Earth

Landsat / Copernicus Data SIO, NOAA, U.S. Navy, NGA, GEBCO

7 m

Camera: 56 m 41°39'50"N 70°56'05"W 21 m

379 Erie St New Bedford, Massachusetts

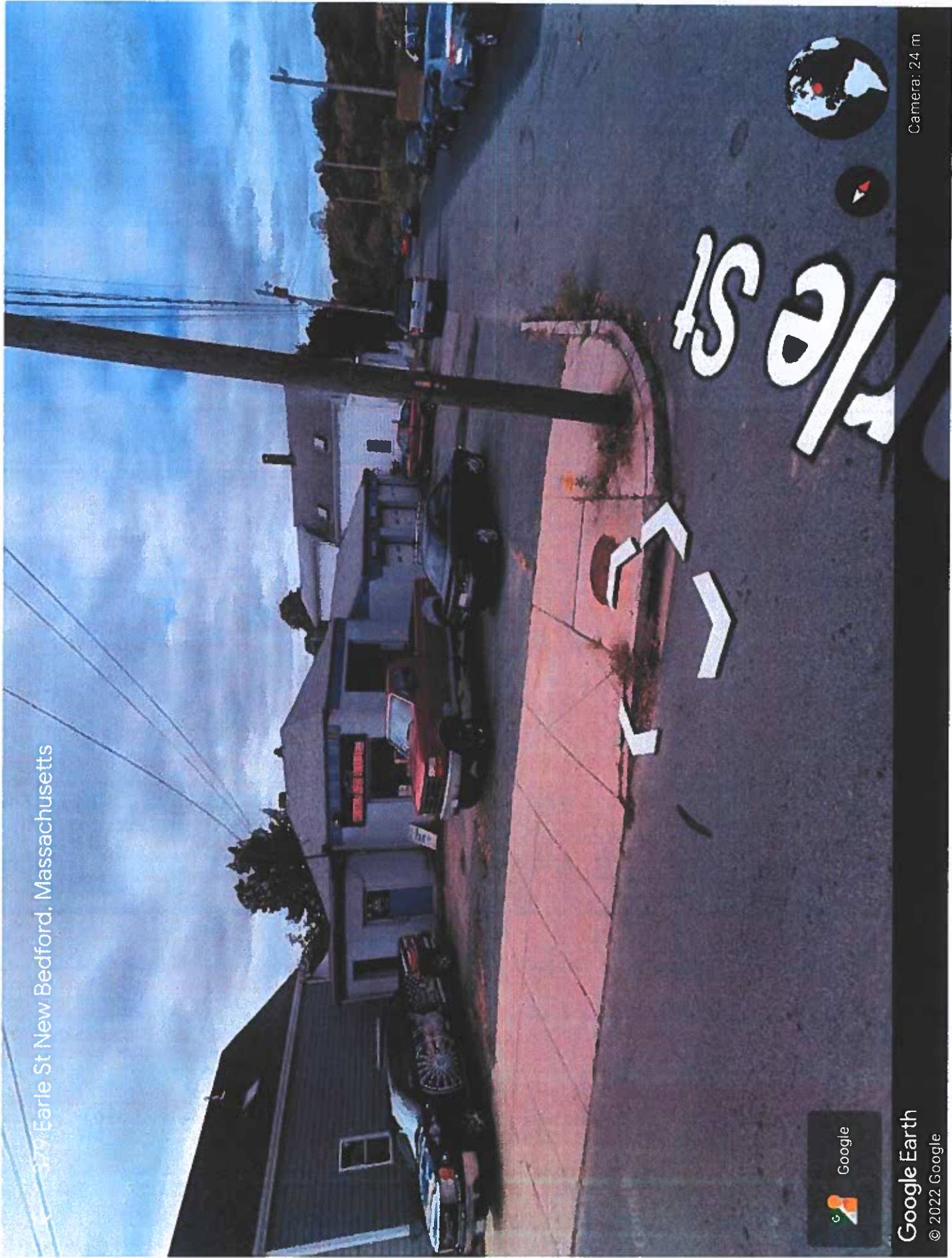


Google Earth

© 2022 Google

Camera: 24 m

179 Earle St New Bedford, Massachusetts



COMMITTEE ON APPOINTMENTS & BRIEFINGS

RECEIPT

DATE: August 29, 2022

OWNER(S): Patrick Moriarty

BUSINESS NAME: M B Auto Service Inc.

BUSINESS ADDRESS: 75 Church Street, New Bedford, MA 02746


FOR MOTOR VEHICLE: Sales and/or Rentals

Body Repairs

General Repairs

Light Service

AMOUNT RECEIVED: \$700.00



Donna M. Britto
Assistant Clerk of Committees