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**MINUTES OF THE MEETING OF THE BOARD OF APPEALS
BURLINGTON, MA
May 17, 2022**

Vice – Chairman Charles Vivieros called the meeting of the Burlington Board of Appeals to order at 7:30 p.m. The meeting was held in the Main Town Hall Meeting Room, 2nd Floor, 29 Center Street, Burlington
Present: Charles Viveiros, Mark Burke, Joe Currier, Jeff DiBona and Jeremy Harrington
Absent: Michael Murray Jr. and John Sullivan

New Hearing
22-14
D Hive

The petition of Batten Bros., Inc. /National Development for D Hive for property located at 800 District Ave Burlington MA, as shown on the Burlington Assessor's records reference Map and Parcel # 52-15-0 to install two (2) Wall Signs to be located on the West and North elevations of the building.

Sign "A" – The proposed wall sign is to be 19.9" height by 7'-9"" in length and to read "D HIVE", and Sign

"B" – The proposed wall sign is to be 30" in height by 64' in length. and reads "D HIVE".

The signs are in violation of the New England Executive Park (aka The District) PDD: Article 7 signage: Subsection 4i Walls Signs – which reads in part: " A wall sign within the PDD premises shall not exceed four (4) feet in height and six (6) feet in height by ten (10) feet in length".

In addition, all signs are subject to Zoning Board of Appeals approval solely due to prior decision (Case #2014-62, which prohibits signs even if by right in the applicable PDD Zone, are subject to Zoning Board of Appeals review.

Richard batten introduced himself from Batten signs stating he was representing D Hive. He provided the revised drawings and explained the difference was the background. He explained D Hive was replacing the previous Rebecca's sign and they thought they were going to need to cover it with aluminum due to red background, but then realized they could patch it, once the sign was removed.

He described the signs as being 2 inches thick and they are non-illuminated. He explained they will be located over the entrances, 1 on the right side and the other on the far right. He described the logo as being in the shape of a hexagon i.e., with the branding color of orange to represent the Beehive. He pointed out the signs would only be seen from inside the parking lot.

Mr. Currier asked what type of establishment D Hive was and was informed it was a restaurant.

Mr. Burke questioned if there was any illumination and was told there would not be any.

Open to the public. No one present to speak for or against.

Motion made and seconded to close the public hearing. 5-0 in favor

Motion made and seconded to grant a Special Sign Permit to Batten Bros., Inc. /National Development for D Hive for property located at 800 District Ave,

Sign "A" – is to be a wall sign is to be 19.9" height by 7'-9" in length and to read "D HIVE" with logo.

Sign "B" – is to be a wall sign is to be 30" in height by 64' in length. and reads "D HIVE" with logo.

As shown on renderings dated March 15, 2022. With the condition no other signs on the building without BOA review.

New Hearing

**MOM's Organic
22-15**

The petition of Acme Sign Corp. for Mom's Organic Market for property located at 34 Cambridge Street, Burlington as shown on the Burlington Assessor's records reference Map and Parcel # 48-38-0 to install Signage.

Sign A / C is a wall sign proposed to be 7'-10" in height by 11'-5 1/2" in length to read 'MOM with an apple logo as the O, 'MOM's Organic Market', double stacked. The proposed wall sign exceeds the maximum height permitted. Violation Article 13.1.3.2., Section 13.1.3.2.3.

Sign D is a Projecting/ Blade sign that is compliant.

Sign B1, B2, B3 & B4 are vinyl lamination to be installed on windows to be 4' -8" in width by 5'-2" in height each. Prior ZBA Decisions regarding the property have included language "that signage in any window not cover more than 30% of the window and be non-permanent and non-illuminated in nature." the windows appear to be 24 square feet in size, the proposed window lettering/ graphics appear to exceed the 30% maximum

In addition, all signs are subject to Zoning Board of Appeals approval solely due to prior decision (Case # 2010-11951,2013-22A, 2013-191,2018-199-which prohibits signs even if by right, are subject to Zoning Board of Appeals review.

Brian Brinker from introduced himself and explained Mom's Organic was moving into 34 Cambridge St and they are looking to install signage advertising the business. He stated the company is from Canada and they are looking to expand their business. He stated the window calculations are 30% of the window therefore they will meet the requirements. He added the sign isn't allowed due to a previous decision made by the BOA.

Mr. Burke asked where it would be located and was informed, they it is where the Party City was.

Mr. Harrington stated he felt the signage looked appropriate for the location

Mr. DiBona stated he would like the suite number prior to making a decision.

Mr. Viveiros asked about Sign A and sign C wondered what was sign B and was informed Sign a and B are the same, and sign B is the laminated signage. And Sign D is a blade sign that is compliant

Open to the public. No one present to speak for or against. Motion made and seconded to close the public hearing. 5-0 in favor

Motion made and seconded to grant Special Sign Permit to MOM's Organic located at Cambridge Street, the previous Party City site to install 7 signs.

Sign A / C are to be wall signs 7'-10" in height by 11'-5 1/2" in length to read 'MOM with an apple logo as the O, 'MOM's Organic Market', double stacked.

Sign B1, B2, B3 & B4 are vinyl lamination to be installed on windows to be 4' -8" in width by 5'-2" in height with the condition the window lettering/ graphics are not to exceed the 30% maximum

Sign D is a Projecting/ Blade sign that is compliant.

with the condition illumination no to exceed 90 lumens per square foot and no other signs on the building even by right and reviewed by the Board of Appeals

5-0 in favor.

Minutes Motion made and seconded to approve the minutes from May 3, 2022. 5-0 in favor

Adjourn Motion made and seconded to adjourn. 5-0