



BOARD OF APPEAL UNDER THE ZONING BY - LAW BRAINTREE, MASSACHUSETTS

AGENDA FEBRUARY 24, 2009

FUTURE MEETING INFO: PER CAROLYN MURRAY: ADD THE PHRASE: The applicant seeks a permit, variance and/or finding that the proposed alteration is not substantially more detrimental to the neighborhood.

The following petitions will be heard by the Zoning Board of Appeals on Tuesday, February 24, 2009, at 7:00 p.m. at the DPW Administration Building, Lower Level, 90 Pond Street, Braintree, Massachusetts.

OLD BUSINESS

Acceptance of minutes of Appeals Board Hearings December 17, 2008 and January 27, 2008.

#09-2 The petition of MetroPCS Massachusetts, LLC of 285 Billerica Road, Chelmsford, MA 01824 to be reheard at the February 24th ZBA Meeting.

NEW PETITIONS

#09-3 Omnipoint Communications, Inc., a wholly owned subsidiary of T. Mobile USA, Inc. of 15 Commerce Way, Suite B, Norton, MA 02766 for relief from Bylaw requirements under Art. XVI, Section #135-1603(B), #135-1603(B) (3) + (4), Section 135-407 to install and operate a wireless communication facility consisting of antennas concealed within a faux flue pipe on top of the roof of the building with necessary equipment located adjacent to building as shown on the plans and described within the attached materials. The property is located at 25 Hayward Street, Braintree, MA 02184 and is within a Commercial District as shown on Assessors Plan 3057, Plot 31, and contains a land area of 97,138.8 +/- Sq. Ft.

#09-4 MetroPCS Massachusetts, LLC of 285 Billerica Road, Chelmsford, MA 01824 for relief from Bylaw requirements under Chapter 135, Section 1603 (B) to request dimensional variances to alter an existing wireless communication tower on the subject property, together with the Applicant's antenna and ancillary equipment; and relief from Bylaw requirements under Chapter 135, Section 403(A), for alterations to a pre-existing non-conforming structure on the subject property. The property is located at 531 Pond Street, Braintree, MA 02184 and is within a Commercial District as shown on Assessors Plan 1038, Plot 10, and contains 5.98 Acres +/- of land.

