

# City of Marlborough

**Zoning Board of Appeals**

140 Main Street

Marlborough, Massachusetts 01752

Tel. (508) 460-3768

**Minutes**

**November 1, 2022**

The meeting was opened at 6:30 PM.

6:30 P.M. Zoning Board of Appeals training with Building Commissioner Tin Htway and City Solicitor Jason Grossfield

* Tin Htway did not arrive on time. He did not have the correct time for the training. Jason Grossfield presented a power point presentation. There were questions from the Board concerning some of the items on the presentation. The Board thanked Mr. Grossfield for his time. The presentation closed at 7:00 P.M.

7:00 P.M. Zoning Board of Appeals **Case # 1492** (Appeal the Building Commissioner’s interpretation of Section 650-48A(7) Off-street parking and ZBA **Case #1493** (Variance requests)

**Applicant:** Oxbow Urban LLC (represented by Atty. Brian Falk)

**Date of Appeal:** 7/27/2022

**Location of Subject Property:** 80-82 Northboro Rd.

**Petition:** To construct a 30-unit apartment building. The overall lot coverage to 64% and provide new landscaped areas along Northborough Rd. East. This proposal will require variances.

**Meeting date:** November 1, 2022 (Continuation from Sept. 13, 2022)

Roll call of members present: Ralph Loftin-Chairman, Robert Levine, Thomas Pope, and Thomas Golden. Absent: Paul Giunta. Also present were:

* Susan Brown – secretary
* Atty. Brian Falk (representing applicant)
* City Solicitor – Jason Grossfield
* Tin Htway-Building Commissioner and William Paynton-Building Inspector (arrived after the public meeting was adjourned – they mistaken the correct time for the meeting to open)

**Document in Board’s file:**

* Letter dated Oc. 6, 2022 from Atty. Brian Falk requesting to “Withdraw Without Prejudice” their variance and administrative appeal applications.

The Board opened the public hearing. The Board read into the file the letter to Withdraw Without Prejudice.

No testimony was taken or heard. A motion was made by Thomas Pope and seconded by Thomas Golden to allow the applicant to Withdraw Without Prejudice. A vote of 4-0 to allow to Withdraw Without Prejudice.

By a vote of 4-0, the public meeting was adjourned.

Respectfully submitted,

Susan Brown - Secretary