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Docket Number V 18 278

NOTICE OF ACTION

RE: Dollar Tree, 286 Pleasant Street

Worcester

1. A request for a variance was filed with the Board by James W. Dean, RA (Applicant) on August 14, 2018
The applicant has requested variances from the following sections of the 06 Rules and Regulations of the Board:

<u>Section:</u>	<u>Description:</u>
26.6.1	Petitioner seeks relief for an existing entry landing with a reported running slope of 5 to 6%. The petitioner proposes to install an automatic door opener to mitigate the excessive slope at the entry landing.

- The application was heard by the Board as an incoming case on Monday, September 10, 2018
- After reviewing all materials submitted to the Board, the Board voted as follows:

GRANT: the variance to Section 26.6.1 as proposed in the application submitted, for the reason that impracticability (see definitions of impracticability in Section 5 of 521 CMR) has been proven in this case and on the condition that:

- interior and exterior actuator buttons are provided for the use of the automatic door opener.
- photographs of the completed automatic door opener and actuator buttons are provided to the Board prior to the "Dollar Tree Store" opening for business.

PLEASE NOTE: All documentation (written and visual) verifying that the conditions of the variance have been met must be submitted to the AAB Office as soon as the required work is completed.

Any person aggrieved by the above decision may request an adjudicatory hearing before the Board within 30 days of receipt of this decision by filing the attached request for an adjudicatory hearing. If after 30 days, a request for an adjudicatory hearing is not received, the above decision becomes a final decision and the appeal process is through Superior Court.

Date: September 13, 2018

cc: Local Disability Commission
Local Building Inspector
Independent Living Center

Chairperson
ARCHITECTURAL ACCESS BOARD