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Docket Number V 17 116

**NOTICE OF ACTION**

**RE: Brockton Area Arc, 1250 West Chestnut Street**

1. A request for a variance was filed with the Board by Jay Lynch  
The applicant has requested variances from the following sections of the

**Brockton**  
(Applicant) on May 3, 2017  
06 Rules and Regulations of the Board:

| <u>Section:</u> | <u>Description:</u>  |
|-----------------|--|
| 24.4.3          | Petitioner seeks relief for the landing dimension where the ramp changes direction. 521 CMR Section 24.4.3 requires a landing dimension of 60" x 60" inches. The petitioners landing is 53" inches or 7" inches to narrow. |

2. The application was heard by the Board as an incoming case on Monday, May 22, 2017

3. After reviewing all materials submitted to the Board, the Board voted as follows:

**GRANT:** the variance to Section 24.4.3 (24.4.5) **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 on the condition that the handicapped parking sign is permanently installed and the text "Van Accessible" is added to the sign. The petitioner should check with the building department on whether or not guard rails are required for those sections of ramp that are higher than 30 inches.

**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: May 24, 2017

cc: Local Disability Commission  
Local Building Inspector  
Independent Living Center

*Walter White T.H.*  
Chairperson  
ARCHITECTURAL ACCESS BOARD