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Docket Number V 18 295

NOTICE OF ACTION

RE: 29 Unit Residential Building, 160 Cambridge Street

1. A request for a variance was filed with the Board by Stephen Lewis (Applicant) on August 28, 2018  
The applicant has requested variances from the following sections of the 06 Burlington Rules and Regulations of the Board:

<u>Section:</u>	<u>Description:</u>
23.4.7a	Petitioner seeks relief for the garage door opening height. 521 CMR Section 23.4.7a we require a clear height dimension of eight feet two inches (8'-2"). The petitioner states that due to field conditions encountered during construction, the maximum garage door height to the basement level parking was The petitioner argues that to fix and raise the header of the garage door opening now would require an approximately \$23,000 expenditure.

2. The application was heard by the Board as an incoming case on Monday, September 24, 2018

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

**GRANT:** the variance to Section 23.4.7a 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 the remainder of the driving routes for vans within the garage measure eight feet two inches (8'-2") and that signage is provided at the entry door warning that the height is eight feet (8'-0")

**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:

cc: Local Disability Commission  
Local Building Inspector  
Independent Living Center

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