



CHARLES D. BAKER
GOVERNOR

JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

KARYN E. POLITO
LIEUTENANT GOVERNOR

Commonwealth of Massachusetts
Division of Professional Licensure
Office of Public Safety and Inspections
Architectural Access Board

CHARLES BORSTEL
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

JAY ASH
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

THOMAS HOPKINS
EXECUTIVE DIRECTOR

1 Ashburton Place, Rm 1310 Boston Massachusetts 02108
V: 617-727-0660 www.mass.gov/aab Fax: 617-727-0665

Docket Number V 17 139

NOTICE OF ACTION

RE: 4 Unit Residential Building, 654 East Seventh Street

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

South Boston
(Applicant) on May 8, 2017

06 Rules and Regulations of the Board:

<u>Section:</u>	<u>Description:</u>
25.1	Petitioner seeks relief from having to provide an accessible entrance at the street side entry to the building. This is new construction spending \$900,000 and the Board's jurisdiction in the case stems from 521 CMR Section 3.2

2. The application was heard by the Board as an incoming case on Monday, June 5, 2017

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

DENY: the variance to Section 25.1 **as proposed** in the application submitted, for the reason that impracticability (see definitions of impracticability in Section 5 of 521 CMR) has **not** been proven in this case
The Board requests that the Decision from Boston Planning Development Agency (BPDA) that required the building to be set at an elevation resulting in an inaccessible front entry with 7-8 risers, be submitted to the Board. Once the material is received it will be reviewed by the Board at the next available meeting.

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: June 8, 2017

cc: Local Disability Commission
Local Building Inspector
Independent Living Center

Walter White T.H.
Chairperson
ARCHITECTURAL ACCESS BOARD