

NOTICE

Notice is hereby given that a public hearing will be held by the Middletown Zoning Board of Review at the Town Hall-on-Tuesday-June 26, 2012 at 7:00 P.M.

Petition of: ACP Land, LLC- c/o Goldstein Associates, LLC- 244 Gano Street- Providence, RI (owner) - by their attorney Robert M. Silva, Esq.- for a Special Use Permit from Sections 602 & 725- to allow the installation of a ground-mounted solar photovoltaic facility. Said real estate located at Jacome Way and further identified as Lot 672 on Tax Assessor's Plat 115.

Petition of: ACP Land, LLC- c/o Goldstein Associates, LLC- 244 Gano Street- Providence, RI (owner)- by their attorney Robert M. Silva, Esq.- for a Variance from Section 305 of the Zoning Ordinance & Sections 521.3C & 521.3D of Middletown Rules and Regulations regarding the Subdivision and Development of Land as amended- from the provisions of Middletown's Commercial Design Standards and Land Development Regulations as described in section 305 of the ordinance, including but not limited to those certain requirements as set forth in Section 521.3C (landscaping screening) and Section 521.3D (landscaping buffers and screening). Said real estate located at Jacome Way and further identified as Lot 672 on Tax Assessor's Plat 115.

Petition of: Cameron & Nichole Appleton- 395 Wolcott Ave- Middletown, RI (owners)- for a Variance from Sections 603, 701 & 803G- to allow the construction of a 4' x 18' addition to the north side of the garage with a front yard setback of 4' where 25' is required and resulting in lot coverage of 29% where 25% is allowed. Said real estate located at 395 Wolcott Ave and further identified as Lot 188 on Tax Assessor's Plat 116NE.

Petition of: Manuel & Riley Correia- 92 Green Ln- Middletown, RI (owners)- for a Variance from Sections 603, 701 & 803G- to construct a 12' x 12' deck addition with a roof having a left side yard setback of 15' where 20' is required and a rear yard setback of 20' where 50' is required. Said real estate located at 92 Green Ln and further identified as Lot 17 on Tax Assessor's Plat 105.

Petition of: Catharine M. Costakos- 4 Sherri Ln- Middletown, RI (owner)- for a Variance from Sections 603 & 701- to construct a 24' x 24' one story garage addition with a front yard setback of 5' and a 10'x 44' covered porch with a front yard setback of 18.2' where 25' is required. Said real estate located at 4 Sherri Ln and further identified as Lot 101 on Tax Assessor's Plat 108SE.

Petition of: Judith Tucker- 106 Beacon St- Middletown, RI (owner)- Geremia Builders, LLC- 9 Lowndes St- Newport, RI (applicant)- for a Variance from Sections 603&701 to construct a two story single family dwelling with a left side yard setback of 9'and a right side yard

setback 7' where 15' is required. Said real estate located at Beacon Terrace and further identified as Lot 182 on Tax Assessor's Plat 108NW.

Petition of: 58 Aquidneck Avenue, LLC- 58 Aquidneck Ave #2- Middletown, RI (owner)- NBT, LLC- 58 Aquidneck Ave- Middletown, RI (applicant)- for a Variance from Section 1304- to allow a restaurant/coffee shop with (4) off street parking spaces where (6) spaces are required. Said real estate located at 58 Aquidneck Ave #1 and further identified as Lot 1800 & 1801 on Tax Assessor's Plat 116NW.

Petition of: Fred T. Kirby Trust- 305 Turner Rd- Middletown, RI (owner) - for a Special Use Permit from Section 803A- to allow the square footage of lot 227 to be reduced by 20,097.97' which will increase the extent of the non-conforming use. Said real estate located at 305 Turner Rd and further identified as Lot 227 on Tax Assessor's Plat 113.

Petition of: Seal Rock, LLC- 210 Old Airport Rd- Middletown, RI (owners) - by their attorney Keith B. Kyle- 2 Marlborough St- Newport, RI- for a Variance from sections 603-701&803(B)- to allow the destruction/demolition to the extent reasonably necessary to reconstruct, rebuild, repair and/or replace the existing structures so as to reconstruct them consistent with the applicable building code and using modern construction materials and methods without

enlarging or extending the existing non-conformity as per plans on file with the Zoning Official. Said real estate located at 193, 197, 199, 203 Aquidneck Ave & 201 Seascape Ave and further identified as Lots 20, 21 & 46 on Tax Assessor's Plat 115SE.

Petition of: John R. Gullison & Bonnie Zimble- PO Box 3129- Newport, RI (owners)- KJ's Pub, Inc- 59 Aquidneck Ave- Middletown, RI (applicant)- by their attorney Jeremiah C. Lynch, III- for a Special Use Permit from Section 602- to expand the service area of a standard restaurant serving alcohol, to include seventeen (17) outdoor seats, as shown on the attached plan. Said real estate located at 59 Aquidneck Ave and further identified as Lot 169 on Tax Assessor's Plat 115SE.

**Lucy R. Levada
Secretary**

THIS ASSEMBLY IS OPEN TO THE PUBLIC

“This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing-impaired should notify the Town Clerk's Office at 847-0009, not less than 48 hours before the meeting.”