

# **NOTICE**

## **MIDDLETOWN ZONING BOARD OF REVIEW**

**PETITIONS CONTINUED August 28, 2012**

**TOWN HALL-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: 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.**

**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 and resulting in lot coverage of 29% where 25% is allowed. Said real estate located at 4 Sherri Ln. and further identified as Lot 101 on Tax Assessor's Plat 108SE.**

**Petition of: Melbro, Inc.- PO Box 4129- Middletown, RI (owner)- by their attorney Joseph R. Palumbo, Jr. # 0405- 294 Valley Rd- Middletown, RI- for a Variance from Sections 803A, 2304, 2306 & 2309- to permit the re-subdivision of a portion of said property on Coddington Highway which portion will become part of other land owned by Melbro, Inc. (Plat 103, Lot 103). Said real estate located at Coddington Highway and further identified as Lot 2 on Tax**

**Assessor's Plat 107SW and Lot 103 on Tax Assessors Plat 103.**

**Petition of: Benjamin J Contessa- 244 Marcellus Rd- Mineola, NY 11501 (owner)- for a Variance from Section –603 & 701 to allow the subdivision of lot 282 & 283 resulting in an undeveloped lot 282 with frontage of 61.24' where 100' is required and lot 283 maintaining the existing 2 family dwelling with a right side yard setback of 2.3' where 20' is required, front yard setback of 7.4' 25' required, lot area of 10,960 square feet 15,000 required and frontage of 80.54' 120' required. Said real estate located at 183 Wolcott Ave and further identified as Lots 282 & 283 on Tax Assessor's Plat 115SE.**

**Petition of: Benjamin J Contessa- 244 Marcellus Rd- Mineola, NY 11501 (owner)- for a Special Use Permit from Section 602 – to allow the use of the existing non conforming dwelling structure to continue as a 2 family dwelling . Said real estate located at 183 Wolcott Ave and further identified as Lots 282 & 283 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.”**